

**RES23-253
Testimony**

MISC. COMM. 581

COUNCIL

COUNCIL Meeting

Meeting Date: Nov 1, 2023 @ 10:00 AM

Support: 183

Oppose: 133

I wish to comment: 6

Name: Melissa Ginella	Email: hawnginella@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 01:21 PM
<p>Testimony:</p> <p>Aloha and thank you for the time , I am in support of the extension of permits. This project and space services our ns community as well as our Oahu Kamaaina.</p> <p>This place provides jobs and opportunities to our local community members .</p> <p>A majority of our community uses this location .</p> <p>Mahalo</p> <p>Melissa Ginella</p>		
Name: Amy Hodel	Email: amyhodel@icloud.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 01:53 PM
<p>Testimony:</p> <p>Hi, My name is Amy Hodel and I am a local Pupukea resident, local business owner and was born and raised here in Hawaii. I am in complete support of the Hanapohaku project to move forward into development and therefor needs an extension for permits.</p> <p>This property employs, feeds, and supplies so many local residents. Therefor helping the sunset community not have to drive so far and be in traffic for everyday needs and to provide a place to make a living in our sunset beach community. I don't appreciate a few people trying to stop this when I personally know hundreds of local people who live in this community whom are in complete support of this project. I hope and pray for this project to finally move forward which will complete something in a very thought out manner our community really needs. I am one of the owners of The Cove Collection whom is a group of four Moms that support the local arts and provides a place for locals to sell their goods and a place for locals to support and buy other local goods on this property. It IS NOT a tourist trap which a few people claim to say. We have about at least a 60/40 local to tourist ratio who come into our cute little shop. We also get food from our favorite food establishments on the property at least 3-5 times per week along with a lot of other local people. Thank you for reading my testimony as my business is my livelihood and is also the livelihood of my partners and our wonderful employees.</p> <p>Amy Hodel</p>		
Name: Joe Wilson	Email: qwavesjoe@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 03:00 PM
<p>Testimony:</p> <p>Aloha Chair Council Members,</p> <p>I write in Opposition to Resolution 23-253: Extending Deadline to Obtain Development Permits for a Special Management Area ("SMA") Use Permit for the Ppkea Rural Community Commercial Center on land zoned B-1 Neighborhood Business District, located at 59-706, 59-712, and 59-720 Kamehameha Highway.</p> <p>The troublesome practices of the developer behind this project, Hanapohaku LLC, which has flagrantly and arrogantly flouted the guidelines for a Rural Community Commercial Center as outlined in the North Shore Sustainable Communities Plan for more than seven years, have caused significant and well documented community concern and division.</p> <p>The community, therefore, as expressed in meetings and resolutions of the Sunset Beach Community Association and North Shore Neighborhood Board, prefers an alternative future for these properties and it is my understanding that Council Member Weyer is supportive of and helping to pursue those goals.</p> <p>Hanapohaku LLC does not deserve an extension, and the community and this very sensitive area of the north shore deserve better.</p> <p>Thank you for your attention and consideration of these comments.</p>		

Joe Wilson Kaunala North Shore Oahu		
Name: Melissa Meek	Email: happymesa@live.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 03:08 PM
Testimony: We are opposed to ANY commercial development at Shark's Cove. We are opposed to ANY extensions to developers.		
Name: Shayla Wingate	Email: shaylawingate@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 03:50 PM
Testimony: I am in support of the extension. As a community member i benefit from the business and it provides jobs for other members of the community. Apart from providing jobs, it supports other local vendors and businesses.		
Name: Alex Navarro	Email: nshore49@yahoo.com	Zip: 96712
Representing: Self	Position: I wish to comment	Submitted: Oct 28, 2023 @ 04:23 PM
Testimony: The rural north shore with its two lane highway doesn't need another tourist attraction. We need housing and health care, pre k and senior services for our kupuna. A'olé on this project.		
Name: Dave Druz	Email: ddruz@aol.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 04:35 PM
Testimony: The developers have had far too long already to obtain permits. It is not fair to local residents, like myself, for them to be given more time. Please vote against this agenda item.		
Name: John thielst	Email: thielst@coffman.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 04:36 PM
Testimony: Please see the July 28, 2021 BWS notification for WS 2021 Update of Water System External Corrosion Control Standards Effective Immediately for Oahu Only. Both the developer, their consultant, DPP, should have received a copy of this. They had 2-1/2 years to respond and fix this issue for their expiring permit. They cannot use this as an excuse for an extension, and neither can DPP. Their timelines do not fit the Terry Lee M-0563(23) Permit Extension. To get above done for a project would only take 1 to 3 weeks, soils lab results report another 2 weeks. Design a month. Cost roughly \$50K. Developers are doing this every day. This developer has no excuse not to have this done. Also the DOTH requirement was part of the original SMA Major and that was 4 years ago, so the have had 4 years to work with DOTH to get a design done. Again, this cannot be used as a excuse to get another 2 year extension please. This intersection of		

the development, Kam hwy and Pahoe rd is very difficult and dangerous for pedestrians and vehicles alike. There is not safe solution short of installing more stoplights and cross walks. This would cause additional delays in the already horrific traffic that already exist on the North Shore as you already know. Please do not do this to the local community. Please!!

This is not the right development that attracts hordes of tourist and serves 95% tourist opposed to the local community for this property directly across for a sensitive marine environment. There is a better use for the property and that is an Emergency Response Hub for all the North Shore area. Please look into this as there are conceptual designs available.

Lastly;
Problems with the DPP Director's approval letter for Hanapohaku / Sharks Cove extension.
This DPP document does not give the Council an accurate picture of the situation. In fact, it omits critical information, thereby grossly distorting reality,
It fails to mention the many documented breaches of the Mutual Settlement Agreement, the most serious of which is the ongoing Tenant Mix violation.

It unfairly downplays the Mutual Settlement Agreement and attempts to shift responsibility for the developer's problems to others.

If these distortions and omissions are intentional, they represent a serious transgression on the part of the author.

Granting this developer an extension would further empower them to continue flouting our important land use regulations.

I have a very good realistic perspective to this as my home is on Pahoe road that abates the development. My front door is less then 250' for the back property line of the development property.

Please, respect the NS community's wishes and end the madness for this project.

Thank you, Regards
John Thielst
37 year NS resident
808 479 4481

Name: Luann Casey	Email: luann@tinroofranch.org	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 05:10 PM

Testimony:
Aloha Council Members,
As a 30 year resident of the North Shore I am writing in **STRONG OPPOSITION** to any extension on RES23-253. I ask the Council Members to please vote NO.
The initial zoning changes were made in the 1970's, it was a mistake then, and likely would not happen now. The proposed development is adjacent to a marine life sanctuary and conservation district. We need to protect this fragile area!
The initial zoning was meant to be used to serve the surrounding community, however, the current owner, Hanapohaku LLC, has had total disregard for the community, our land use regulations, and the mutual settlement agreement signed in January 2021. They have been operating as a tourist destination, providing beach rental equipment and fast food for tourists. Mahalo for your consideration to this important issue.
Luann Casey

Name: Kainalu Nichols	Email: kainalunichols@hotmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 05:48 PM

Testimony:
No build north shore! Keep country, country !

Name: Takayuki Wakita	Email: twakita12@gmail.com	Zip: 96712
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Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 05:51 PM
Testimony: I support this extension cause that's good for the community.		
Name: Sydney James	Email: sydneymj2020@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 05:51 PM
Testimony: I'm in support of this extension because I believe it is good for the community.		
Name: Tim Reardon	Email: timreardon1@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 05:52 PM
Testimony: I am in support of this extension because I am happy with how it is currently. Thank you		
Name: Rexann Dubiel Shanahan	Email: dubielsdesign@hotmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 05:55 PM
Testimony: I strongly oppose another extension for his project, Hanapohaku. This request is the third one! The developer has had ample time to complete what needed to be completed. I am upset that the need for an extension is being blamed on the Board of Water and Dept. of Transportation. I am also upset that the initial agreement of building facilities which would benefit our community is being ignored. No extension for a developer who is not being responsible and adhering to two previous extension timelines and who is designing a tourist destination which is counter to our North Shore Sustainable Communities Plan. Thank you. 50- year resident of Sunset Beach Veteran Third Grade Teacher Sunset Beach Elem.		
Name: Brett Mcloughlin	Email: bmcloughlin59@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 05:56 PM
Testimony: I like the way it is currently as it's not too much and is not too little. Matter a fact, I love the way it is currently and has been. Thanks, Brett		
Name: porter jackson	Email: pjackson2027@icloud.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 06:28 PM
Testimony: I support this extension because it will benefit my community and help the community keep their jobs.		
Name: Erin Grabarek	Email: Eringrabarek@gmail.com	Zip: 96712
Representing:	Position:	Submitted:

Self	Support	Oct 28, 2023 @ 06:38 PM
<p>Testimony:</p> <p>I support the extension because I believe it will support the community .Mahalo.</p>		
Name: Luke Abad	Email: abadluke@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 06:57 PM
<p>Testimony:</p> <p>I support the extension because this property provides a lot to the community on North Shore.</p>		
Name: Naomi Lameg	Email: asdfnaomixx@yahoo.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 07:10 PM
<p>Testimony:</p> <p>I enjoy Sharks Cove the way it is.</p>		
Name: Kahana Belyeu	Email: kahana.belyeu@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 28, 2023 @ 07:26 PM
<p>Testimony:</p> <p>I support the extension because the community is not ready for changes. The extension will benefit the community.</p>		
Name: Carolyn Sandison	Email: cjs_98@hotmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 08:02 PM
<p>Testimony:</p> <p>I strongly oppose a mall being constructed across from Sharks Cove on the North Shore of Oahu. This part of our community does not have the infrastructure to accommodate the number of people that a commercial mall will bring to the area. We need to keep the country, country, not turn it into a city!</p>		
Name: Ellie Baldacchino	Email: elnoelle@aol.com	Zip: 96734
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 08:03 PM
<p>Testimony:</p> <p>North shore is loved the way it is because people prefer it to be undeveloped. If they want development, they can go anywhere else on the island.</p>		
Name: Rachel Morgan	Email: racheljmorgan6@gmail.com	Zip: 96734
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 10:03 PM
<p>Testimony:</p> <p>The Ppkea Marine Life Conservation District is home to an abundance of native marine life and is a critical habitat for many endangered species. It is one of the very few places in Hawai'i where an unchannelized stream flows into a nearshore ecosystem (Waimea Bay, Kamananui River) and both marine and terrestrial resources are actively managed. Covering about a mile of coastline and consisting of about 100 acres, the Ppkea Marine Life Conservation District is home to an abundance of native marine life and is a critical habitat for many endangered species. Well over 80 unique species of fish, 30 species of limu (algae), and dozens of coral and invertebrate species make up the tidepool's rich diversity of native marine life. Additionally, shorebirds, turtles, Hawaiian monk seals, eagle rays, and white-tip reef sharks often pay visits to the area. The unique and dynamic</p>		

ecosystem of the tidepool hosts an abundance of native juvenile fish species that help recharge fish stocks in the Ppkea MLCD. This in turn restocks fish in open fishing areas along the neighboring coastline outside of the MLCD in what is called spillover. Protecting fish and other marine species here means increasing numbers elsewhere. I oppose this extension to obtain development permits for the rural community of Pupukea. I believe that the new development designed by Hanapohaku poses a threat to water quality and character of the community. The potential impacts on Sharks Cove, the Pupukea Beach Park, and the Pupukea Marine Life Conservation District MLCD, and the community include: overuse of protected areas, litter, polluted surface and subsurface runoff, freshwater or ocean contamination, traffic congestion, risky pedestrian crossings of the highway, noise, and odors.

Name: Andrea Anixt	Email: andreapeatmoss6@gmail.com	Zip: 96730
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 10:24 PM

Testimony:
The location is too congested already owing to traffic for Shark's Cove, and Foodland plus the turn uphill to Housing. That is also a questionable location for sewage facilities that more development would need. Water quality questions so near the recreation diving and swimming area should trigger a full environmental assessment in addition. Mahalo for your consideration of our health and time spent in ridiculously bad traffic.

Name: Genesis Justiniano Orta	Email: genesis.justiniano@gmail.com	Zip: 96826
Representing: Self	Position: Oppose	Submitted: Oct 28, 2023 @ 10:36 PM

Testimony:
The area is beautiful and a natural resource for the development of the shark population and should be left alone

Name: Mark James	Email: markjameslv@gmail.com	Zip: 89183
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 04:00 AM

Testimony:
I support this extension to allow sharks cove to keep its personal, quiet and relaxing environment.

Name: Dawn Hansberry	Email: dawnhansberry@yahoo.com	Zip: 59801
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 06:03 AM

Testimony:
The citizens of this community need businesses and community organizations that support the community, Not businesses that bring in tourism. This community deals with an unbelievable amount of traffic and headaches from the tourism industry. Help the people that live there and bring support to people that live there.

Name: Lorenn Walker	Email: lorenn@hawaiiifriends.org	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 06:11 AM

Testimony:
Our government policy makers need to maintain O'ahu's overall development plan, which DOES NOT include what is requested here. We cannot allow "strip malls" like this to be constructed. It would harm significantly harm this recreation and country area that we all depend on for our well-being. Tourism to the North Shore also depends on it remaining a country atmosphere. The part of O'ahu is extremely overcrowded with tourists most of the time throughout the year. There is bumper to bumper traffic that delays transportation so often it interferes with daily activities. For those of us who live out here, we must plan our daily lives around what the traffic is likely to be. Granting this permit for a large commercial establishment will only create more traffic. It also further harms the rural nature of this part of O'ahu. Please vote NO.

Name: Melissa Bauer	Email: melissa@tinydesignstudio.com	Zip: 30188
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 07:00 AM
<p>Testimony:</p> <p>30 years ago, I lived at Three Tables, adjacent to Shark's Cove. Kam Hwy was the only thing separating us from the magnificent ocean. Since that time, the population of Hawaii has skyrocketed, leaving fragile ecosystems subject to damage from overuse. Installing a "rural community commercial center" beside one that already exists (Foodland and all adjacent businesses) is not only unnecessary, but will only cause harm: to the environment, to the already-saturated traffic flow, and will pave the little bit of residential land left in the immediate vicinity of Shark's Cove.</p> <p>I strongly oppose this permit and any commercial development near Shark's Cove.</p>		
Name: Travis Trigger SMITH	Email: Triggerkauai@gmail.com	Zip: 96816
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:02 AM
<p>Testimony:</p> <p>This area is amazing to have for the community. There are very limited places to eat on the north shore and this food truck lot really adds a ton of value to the community.</p> <p>Without it there would be no where to eat which would be a huge loss.</p> <p>It's also amazing how many people are employed here. Probably around 100 people. This is critical for the north shore community to have and everyone loves it.</p>		
Name: Samantha Mislinski	Email: samanthamislinski@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 07:18 AM
<p>Testimony:</p> <p>I am Samantha Mislinski, a North Shore resident and a master's student studying Environmental Science & Management at the University of California Santa Barbara. I am writing to you because I am terrified that the community and the Ppkea-Waimea Marine Life Conservation District (MLCD) that I love will be harmed if the McCully's Corner project is allowed to continue.</p> <p>The company claims that they're a local family who want to help the community. A mall there would be absolutely devastating to the community and the environment.</p> <p>The McCully's Corner project will only help the company and will serve only visitors. As it is, the current food trucks are used mostly by visitors. I wouldn't be surprised if 95% of the people eating at the food trucks were visitors. I would recommend doing a survey there to see what the actual numbers are. The vast majority of my neighbors do not go there, and if they do, it's maybe once a year because they have friends in town who want to go.</p> <p>A major concern to me is the impact the project will have on the MLCD. Both the Tide Pools and Sharks Cove are right across the street and downhill. The Tide Pools are a known nursery for juvenile fish and invertebrates. Both areas already have a problem of sediments being deposited from runoff and from human use. The large amount of construction will increase the amount of sediments running into the Tide Pools and Sharks Cove. How can the owners be trusted to construct in a way that is safe for both people and the environment when they were fined in 2021 for allowing an overflowing grease trap? The link for this citation can be found here. Even if the company had the best intentions of constructing safely, the impacts on the environment have not been studied in years. An EIS or at least an EA should be conducted before any permits are approved.</p> <p>In recent years, the North Shore has seen an explosion in the number of visitors. It's already too much. Most days, it takes over 45 minutes to drive from Sharks Cove to Hale'iwa. That trip is 5.5 miles. That would be an average speed of 7.3 miles per hour. It is so frustrating to have to go to work, or an appointment, or to go to the bank and be stuck in traffic, going 7.3 miles an hour. The current construction plans for McCully's Corner have no viable plans for mitigating the increase in traffic that the mall is causing. They plan for parking spaces for 126 cars with no real plan for how that will affect traffic.</p>		

If they want to help the community, they should support a First Responder center. It would help keep our community safe and actually serve both the community and visitors. As it is, people have to be rescued from the MLCD almost daily. It would be so much more convenient to have emergency facilities on site vs. having to drive through the traffic. This plan could save lives.

Part of this plan would be to have a DLNR and a marine science field site. Both of these would be of great benefit to the community and the environment. The marine science site could test the water of the MLCD for harmful bacteria like fecal coliform and enterococci that are found in wastewater. This could help inform people if it is safe to swim. It would also be incredibly beneficial to have a site that could do long-term monitoring of the MLCD. DLNR would be able to enforce the rules of the MLCD such as poaching, illegal boating activity, and illegal commercial activity that takes place daily.

Having a first response center would also provide higher-paying jobs outside of the tourism industry for locals. During COVID-19, we all saw how the reliance on the tourism industry can be disastrous to the local economy. Our community desperately needs more well-paying jobs that are not reliant on tourism.

Please do what's best for the health and safety of the local community and not just the few rich landowners and stakeholders.

Name: Chandler Thomas	Email: Chandlerthomas106@yahoo.com	Zip: 96816
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:27 AM

Testimony:

I support the extension because this is a great spot for locals, without it there's no where to eat.

Name: Oliver Bruno	Email: gnarmain08@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:45 AM

Testimony:

I support the extension because this is where we work and has been providing our family for the past years. Not only we work here for our family but also to give and show the Aloha to the people.

Name: Stephanie Real	Email: stephaniereal@outlook.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:51 AM

Testimony:

I support the extension to obtain permits for the community commercial center.

Name: Alex Walsh	Email: alexwalsh120@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:05 AM

Testimony:

I love the cove!!! As a local it's nice to have shops nearby without having to go through traffic to Haleiwa or even to town. It supports jobs for us and creates community! Please consider extending :)

Name: JOHN BILDERBACK	Email: bilderback@mac.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 09:05 AM

Testimony:

Aloha. The North Shore is overburdened by tourism. Residents deserve more consideration and the protection of the natural environment. This area is on a precious natural resource and it is being co-opted for profit. It exacerbates the already difficult traffic and does not provide any services for residents. Please remember the people who live on the North Shore.

Name: Lucy Ludovico	Email: Inoelleludovico@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:55 AM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Jane Duncan	Email: haleiwajane@hotmail.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 10:00 AM
Testimony: Please reconsider this tentative approval for the development of a Mall at Sharks Cove. As North Shore residents, we are inundated with tourism and feel like we are in lockdown because it is difficult to manage traffic, people, and tour companies. We have enough and, what we have, is poorly maintained. Development is sapping the very soul of Haleiwa/Waiialua. In a time when all generally we need nurturing & sincere support from our communities... we get slapped, once again. What we need are better ways to service visitors, both locals & tourists. Not more ways to shop... geeezzz. That is a trend that is declining anyway. How many more novelties do people want to purchase? I would say... not much! Cheap junk, that is overpriced ... is that the reputation we want to build for the NS? Please don't! People would be happier to find a bathroom that is clean... and available! We are losing faith in ALL of you! How easily are you manipulated?! Is that YOUR legacy?! Some folks say that you want to recreate Lahaina here on the NS. Shame on you! Please look to the right direction, not away from the folks who put you in to your high seated position. We are all just trying to keep life reigned in ... in the place where we LIVE...!! You are further stressing us out!!		
Name: Melissa Parsons Jensen	Email: marion.jensen.oliva@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 10:08 AM
Testimony: I support the extension because I believe it will benefit the community		
Name: Whitney Pacheco	Email: whitneypacheco2@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 11:22 AM
Testimony: I am in support of the extension because I believe it will benefit the community.		
Name: Jason Peisley	Email: jason.peisley2002@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 11:44 AM
Testimony: I believe that extension should be granted because sharks cove greatly benefits the community as is		
Name: Keelan Barcina	Email: kbarcina@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 12:10 PM
Testimony: Aloha, As a Pupukea-born resident, the activities and business currently carried out and proposed for this parcel do not reflect and support community needs and wellbeing; therefore, I OPPOSE the extension of permits for this agenda item.		

Mahalo you for your thoughtful consideration.

Name: Ethan McDonald	Email: emac1099@yahoo.com	Zip: 96791
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 12:13 PM

Testimony:

The location across from sharks cove doesn't just represent a business. It represents the whole community of the north shore. Liam McNamara and north shore surf shop are an anchor for the north shore. They are always giving a helping hand to anybody who needs it. Always looking after the north shore to make a safe and better place for everybody here.

Name: Isaac Marcum	Email: isaacjmarcum@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 12:21 PM

Testimony:

I would be put out of a job.

Name: Ami Angilau	Email: amanaki13@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 12:24 PM

Testimony:

This place is a gathering place for many. And a place for people to work. These jobs are needed by many and not giving us the time to find adequate jobs from other places is not acceptable. We need this space and land. The community loves this place tourist love the trucks. We need the trucks to stay.

Name: Richard Jensen	Email: jensensurf@gmail.com	Zip: 96791
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 12:46 PM

Testimony:

I support the extension because we need the current jobs there for the community

Name: Lei Fisher	Email: oleimomimo@gmail.com	Zip: 96713
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 12:52 PM

Testimony:

I STRONGLY OPPOSE yet another extension for this project that I believe would be a horrible addition to an already-congested area in the "country" here in Pupukea. I remember their request to extend 2 years ago already - why are we here again?? How can they get yet another 2 years for this unwanted project, especially with all the violations over the years??

We already have to deal with so much traffic with all the tourists going to Waimea, Kalua o Maua, and Kapo'o tide pools constantly, leaving trash, stepping on the reef, sunscreen pollution, being disrespectful/"ignorant," & breaking the MLCD rules daily. I remember when I was a little girl, this place was a sleepy & true "country" place for mainly locals to relax and enjoy - it's so sad & frustrating to see what it has become, and largely due to the current limbo state of this development space with the increasing food truck & tourist-focused shops. Is there nowhere left on this island that us local people can just relax without being bombarded constantly with tourists? Living here with my family, we basically avoid going to any of the beaches nearby on the weekends because they are so crowded & overrun. Even most weekdays it's nearly impossible to go there with all the parking taken up by tourists. We literally have to drive at least 15+ minutes in either direction in order to enjoy the beach, although we live 5 minutes from our favorite spots. It makes me sad that I can't share my favorite beach more, Kalua o Maua, with my daughter.

This large development will only make things even harder to manage & keep clean in the conservation district - please do not

extend this project yet again.

Mahalo,

Lei Fisher, Pupukea resident

Name: Scott Fisher	Email: skeliifisher@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 12:58 PM

Testimony:

Aloha,

I oppose another extension for this project. It's already hard enough for us locals to be able to enjoy the nearby tide pools & beaches with so many tourists all the time. We don't even go to the beaches anymore here in Pupukea with how crowded they are all the time, and no parking for locals. I think this project just makes things worse, and is only focused on making money for the developers & bringing even more tourists to this area. We need more services that benefit the residents, like healthcare and safety. We don't want more tourists in our residential area - keep them in the tourists spots already established, like Turtle Bay & Waikiki.

Please do not extend this project again. It is not right & not fair to us locals.

Mahalo nui loa,

Scott Keli'i Fisher, Pupukea

Name: Rachel Murray	Email: rachelcberger@gmail.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 01:02 PM

Testimony:

I oppose the building of a shopping center.

Name: Coleman Murray	Email: colemanjasonmurray@gmail.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 01:02 PM

Testimony:

I oppose this. Don't.

Name: Scott Fisher	Email: skeliifisher@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 01:16 PM

Testimony:

I'm strongly against development of a mall in the sharks cove area. As a resident it poses more risk than reward. In an already congested area, increased tourism traffic would add to traffic. Environmental impacts would affect that area hugely as well.

Name: Eusebio Cabie	Email: nardzcabie10@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 01:35 PM

Testimony:

I support the extension because I work here to support my family of 4. Not only to support my family but also to support the

business of my boss (Liam McNamara). Hope this continues for a very lo bc time because this is what also what people need. A good food and good place to eat and give Aloha.

Name: Connie Pascual	Email: c.pascial.mcnamara@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 02:08 PM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Sean McNamara	Email: seankeoni213@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 02:42 PM
Testimony: I support the extension because I believe it will strongly benefit the people of the community		
Name: Eden Metzger	Email: edenmmetz@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 02:57 PM
Testimony: I support this because our jobs rely on the property not being built on.		
Name: Malia Rzeplinski	Email: maliaarts@aol.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:09 PM
Testimony: The extension is very crucial to 100s of jobs and families who are living via their employment at the location!		
Name: Hayden Leinau	Email: haydenleinau@icloud.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 03:20 PM
Testimony: I oppose a third extension of permit.		
Name: Cesario Ramelb	Email: cesarioramelb@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:22 PM
Testimony: I support the extension because I believe that it will be benefit to the community		
Name: Kiron Costa	Email: kccustomcarpentry808@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:24 PM
Testimony: I support the extension because it WILL benefit our community and our families who work on the property.		
Name: Lisa Ramelb	Email: kerimoana@hotmail.com	Zip: 96762

Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:26 PM
Testimony: I support the extension because I believe it will be a great benefit to the community		
Name: Stacey Galindo	Email: kironcosta808@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:27 PM
Testimony: I support this extension. My sister and auntys work on this property if we don't have the extension our family will be hurt.		
Name: Kim Payes	Email: ktj100@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:27 PM
Testimony: I am a community member that regularly uses and loves the services provided. Thank you !		
Name: Maile Costa	Email: mailepointe@yahoo.com	Zip: 96791
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:30 PM
Testimony: I support the extension!!!		
Name: Mia Carson	Email: miabcarson@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:33 PM
Testimony: I support the extension because I believe it will be of great benefit to to the community by providing jobs to the youth of north shore. The property provides countless opportunities for young adults to learn the value of sustainable tourism - protecting the land and understanding the value it brings to others, while keeping the power in the hands of those who live here.		
Name: Phil Mislinski	Email: phil@pmimage.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 03:34 PM
Name: Maile Gonzales	Email: mailekaiulani02@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:40 PM
Testimony: I support the extension because I believe it will benefit the community. I support the local businesses there.		
Name: Robert Payes	Email: payes@hawaii.rr.com	Zip: 96791
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:42 PM
Testimony: I live in the area and use shop at this store all the time , I know a lot of other community members that do too ! Please extend this		

! Aloha		
Name: Yasuo Maeda	Email: yasukmaeda@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 03:44 PM
Testimony: I support the extension because I believe it will benefit the community		
Name: Todd Sells	Email: tdsells@gmail.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 04:11 PM
Name: Jennifer Williams	Email: sl_hawaii@yahoo.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 04:41 PM
Testimony: I live in the community and support the extension needed so that this business can remain open.		
Name: Kylie Auna	Email: kylirachellehislop@gmail.com	Zip: 84005
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 04:49 PM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Landon Mcnamara	Email: landonmakanamcnamara@icloud.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 04:56 PM
Testimony: I support the extension because my family and friends make a living off of working on that property		
Name: KEVIN Beatnik Cross	Email: K.cross@prodigy.net	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 05:14 PM
Testimony: No mall. Too much pollution.		
Name: Kamu R	Email: kamu_ra@yahoo.com	Zip: 96789
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 06:12 PM
Testimony: We need to create more space to restore our aina instead of building over it for the profit of investors and businesses. People and aina need to be the focus more than businesses and money.		
Name: Ellie James	Email: elliejames99@gmail.com	Zip: 96762
Representing:	Position:	Submitted:

Self	Support	Oct 29, 2023 @ 06:16 PM
Testimony: I enjoy sharks cove the way it is and support the businesses that already exist there		
Name: Kaluamikiele Ellis	Email: kaluaellis44@gmail.com	Zip: 96786
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 06:28 PM
Testimony: I support the extension because I support local businesses and their pursuit to serve their community and make a living doing so. These shops need the extension so they can better prepare for the said plan during development and figure a way to remain in business. Help support local!! We are all...LOCAL!		
Name: Sebastian Williams	Email: sebastianwilliams80@yahoo.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:06 PM
Testimony: I support the extension because I believe it will highly benefit the community.		
Name: Aiken Naihe	Email: aikennaihe24@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:07 PM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Bendan Sharp	Email: bendansharp@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:07 PM
Testimony: I think that postponing the renovation would help the community.		
Name: Lincoln Norton	Email: advisor-tuner-0z@icloud.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 07:08 PM
Testimony: bad		
Name: Tosh Kester	Email: kapohukekai@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:08 PM
Testimony: I support the extension because I believe that it will benefit the community.		
Name: Gavin Flint	Email: gavinflint417@gmail.com	Zip: 84043
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:08 PM
Testimony:		

I support the extension because I believe it will benefit the community and it's residents greatly.		
Name: Mya Baker	Email: myabaker010@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:10 PM
Testimony: I support this extension because I think it will benefit the community in the area and all of the employees there too.		
Name: Asher Hannemann	Email: asherhannemann@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:10 PM
Testimony: This area and companies have proved much work and opportunity for our local Ohana here on the North shore. You are putting families and people out of jobs taking the food off their tables. Do not need this. It's not worth it		
Name: Cody Perkins	Email: cperkins3652@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:11 PM
Testimony: I support the extension because I believe it will be better for the community.		
Name: Anna Fraser	Email: annafraser27@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:11 PM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Colin Bradshaw	Email: colinhbradshaw@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:13 PM
Testimony: I support the extension because it is not only better for the workers who would be out of a job, but also the restaurant is a big part of the community so tearing it down would hurt the community and all those who have gone to Seven Brothers.		
Name: D'Von Auna	Email: dvon.auna@gmail.com	Zip: 96718
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:14 PM
Testimony: I feel it is absolutely unnecessary to build a shopping center or develop across from sharks cove. My number one priority I. Supporting this extension is the businesses of my Ohana who have been running North Shore Surf Shop, The Boutique, and the shrimp truck. I am against development because it will cause many people to lose their jobs and take away from my family whose built their businesses working across from the cove. Also keep the country country. We don't need more unsafe traffic of tourist hurting and crowding our homes. Please approve this extension.		
Name: Sarah Egunjobi	Email: blue62wednesday@gmail.com	Zip: 76179
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:16 PM

Testimony: I support the extension because I believe it will help the community.		
Name: Kaleb Christensen	Email: kalebchristensen00@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:17 PM
Testimony: I am the general manager of one of the food trucks and shutting down the property would leave me jobless. I have a family I need to support because this is my main source of income. Please extend.		
Name: Roberto Ontiveros Rivera	Email: roberto88ontiveros@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:18 PM
Testimony: I support the extension because I believe it will benefit the community		
Name: Hannah Snell	Email: hornerhe@gmail.com	Zip: 78681
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:20 PM
Testimony: I support the extension because I know it will benefit the community. I also know that it'll have negative impacts if the extension is not granted. Thank you for the consideration!		
Name: Coral Schlag	Email: coralschlag05@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:23 PM
Testimony: I support the extension because I believe it will benefit the community. It will also benefit those who work in that area and give them a chance to find new jobs or keep their jobs for longer.		
Name: Sarah Horner	Email: blu62wednesday@yahoo.com	Zip: 83440
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:23 PM
Testimony: I support this because I feel it will benefit the community.		
Name: Darian Auna	Email: darianwauna@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:24 PM
Testimony: Aloha, my name is Darian Auna. I live two mins away from the businesses at the sharks cove area. I support the extension because these businesses offer jobs, keep people off the street, and are the livelihood for some! The amount of Aloha that flows out of these businesses is rare and should continue. Mahalo!		
Name:	Email:	Zip:

Christina Blackburn	christina.marie.blackburn@gmail.com	96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:26 PM
Testimony: This project gives jobs to our community, supports our local community and provides a place that is full of love and honor for being in the community. The facilities are used by all of the community.		
Name: Keeli Christensen	Email: keelijordyn@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:29 PM
Testimony: I support the extension because I believe that it will benefit both sharks cove employees and regular customers from the community. Those who work in various businesses within sharks cove will keep their jobs, and locals can still eat at their favorite local restaurants.		
Name: DeAnn Angilau	Email: angilau1@comcast.net	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:30 PM
Testimony: I support the extension because it's the right way thing to do. The businesses there have been serving the area for many years. The extension would give them time to find a new location that is equal to Sharks Cove. The process of relocation takes time. This extension allows the businesses to stay open while finding a new spot as well as keeping people employed during the relocation process.		
Name: Neva Short	Email: nevort03@hotmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:34 PM
Testimony: I believe the extension should be granted in order for businesses to remain in business and allow people to keep their jobs.		
Name: Elizabeth Schofield	Email: lizzyschof@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:34 PM
Testimony: I believe that extension should be granted so that businesses can remain in operation & support of the community to keep their jobs.		
Name: Ethan Christensen	Email: ethanchristensen98@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:35 PM
Testimony: I support the extension because I believe it will help financially support fitness and families I know.		
Name: Leilani Auna	Email: leilaniaunars@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:36 PM
Testimony:		

I support the extension because it benefits the people in the North shore area and it helps families with business to sustain themselves during these trying times and it serves the surrounding community with good places to eat and to enjoy themselves since they are far away from the city life.

Name: Jay Pasol	Email: Jpasol7310@gmail.com	Zip: 96731
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 07:50 PM

Testimony:
I am opposed because I have a small business food truck in Kahuku! My clientele is 90% local and I support a lot of my community with catering and fundraising.

Name: Kim Paxman	Email: krchristensen@gmail.com	Zip: 96763
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 07:59 PM

Testimony:
I personally know several people whose livelihood depends on working the food trucks at this spot. Being without that income so soon will be an incredible strain at this time in this tough economy. Providing them with the additional time to make the needed adjustments for this is critical. Please extend!!!

Name: Renee Dieperink	Email: reneedieperink@gmail.com	Zip: 96744
Representing: Self	Position: Oppose	Submitted: Oct 29, 2023 @ 08:08 PM

Testimony:
I STRONGLY OPPOSE RES23-253, the extension to obtain development permits for a rural commercial center across from Shark's Cove.

Name: Audrey Tuttle	Email: audreytuttle99@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:14 PM

Testimony:
As a member of the local community I support the extension. The Cove is a business that provides jobs for members of the community and it is frequently visited by myself and many other people living in the community. It also is a business that supports many other local vendors.

Name: Nicole Anderson	Email: n22anders@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:18 PM

Testimony:
I wish to support the extension because i believe it will benefit the community.

Name: Blakely Huff	Email: blakelyhuff05@gmail.com	Zip: 32578
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:22 PM

Testimony:
Hi! I have worked at Seven Brothers for the past couple of months & it has greatly impacted my life. I support the extension because I think it will benefit the community at large and give businesses a chance to plan for their steps forward.

Name:	Email:	Zip:
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Parker Bird	parker.bird24@gmail.com	96730
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:27 PM
Testimony: I support this extension due to the many persons and families it will directly affect financially, socially and environmentally. This proposed renovation shows a lack of professional courtesy and insufficient time frame to allow businesses and families alike to prepare and even find alternative means of income. This would further hurt our already struggling local-business communities and could possibly even prevent such businesses from ever opening again.		
Name: Pamela ODonnell	Email: pamelao@coastalcreativedesign.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:29 PM
Testimony: We support our local businesses, These business have provided local jobs for many families. My daughters first job and many of her friends found employment locally that helped out many working mothers and fathers not to worry about driving further away to help get them to much needed jobs.		
Name: Kiana Ho	Email: killerqueenho@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:30 PM
Testimony: I am for this extension		
Name: Sommer Cattani	Email: sommer.lulu@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:31 PM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Amanda Aquino	Email: mandellas@hotmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:40 PM
Testimony: I support the locals. They need all of our locals to help each other.		
Name: Moana Jones Wong	Email: moana17surfs@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 08:54 PM
Testimony: I am for the extension.		
Name: Avalon Horne	Email: abhhawaii@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:03 PM
Testimony: I support the extension because I believe it will benefit the community. Many people rely on the food trucks for work and losing their jobs at such short notice would be very damaging to the community.		

Name: Benjamin Stout	Email: stout_54@me.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:08 PM
Testimony: North shore surf shop sharks cove location is part of the north shore community and deserves to keep helping and bringing fun to the north shore.		
Name: Caleb Whetten	Email: calebwhetten@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:09 PM
Testimony: I support the extension because I have seen the establishment benefit the community.		
Name: Evan Morelock	Email: evanmorelock@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:13 PM
Testimony: I believe than an extension would be a good idea in the case of this lot. The buisnesses that operate here are essential and provide a strong benefit to the community. And extension would allow for buisness and people who work there to properly plan for the displacement.		
Name: Tejiana Stewart	Email: tejianasky@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:22 PM
Testimony: I support the extension because I believe it will strongly benefit our community. We wish to keep sharks cove the way it is, new infrastructure will only create problems- more traffic, more parking issues etc. keep north shore country!		
Name: Mia Zehe	Email: miazehe@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:36 PM
Testimony: I support this extension because I believe it will support the community and the employees at various locations in sharks cove.		
Name: Haven Hodel	Email: havenhodel@icloud.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 09:47 PM
Testimony: Hi, My Mom and Aunties run an awesome business at Shark's cove called The cove collection. I help my Mom allot and all my friends and friends Moms like to shop there as it is so convenient and such a nice place to shop. I hope that an extension can be granted so the project of beautifying this location and building it to being a real nice plaza for our community to use will be so awesome! I dream for it to have the same vibe as the plaza in Hanalei which is one of my other favorite places and seems like that is the plan from what I have seen. Thank you for reading my written testimony. Haven Hodel		
Name: Love Hodel	Email: lovehodel@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 10:24 PM

Testimony:

Aloha city council members.

My name is Love Hodel, a permanent resident of the North Shore for 34 years, born and raised on Oahu.

I SUPPORT the extension needed to meet any and all requirements for permitting.

The project aimed by Hanapohaku has a beautiful rendering showcasing a relaxed atmosphere including a large area of open lawn for people's enjoyment. People who live in the surrounding community currently work at this location, which in turn allows them to pay rents/mortgages, put food on the table for family and helps lessen the burden of traveling longer distances for work. In the long run it will also contribute to less carbon footprint created by community members driving further for work.

This location is one of the only commercially zoned areas since the 1950's between Kahuku and Haleiwa, which is close to 14 miles from each location.

Many local residents currently work at this location, which in turn supports their families livelihood.

Once again, I fully support the extension needed for this project to move forward and would love to see this location that supports community members with employment, and a dining option along with shopping so community members do not need to travel long distances.

Mahalo,

Love Hodel

Name: Stuart Sweedler	Email: Stusweedler@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 10:41 PM

Testimony:

I support this because I think it is the right thing to do for the community

Mahalo

Name: Aylia Burnett	Email: ayliaburnett@yahoo.com	Zip: 75126
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 11:37 PM

Testimony:

I support the extension because it is my ohana's livelihood. Their lives and lives of children and grandchildren depend on it.

Name: Aislinn Auna-Ellis	Email: aislinn.auna92@gmail.com	Zip: 96786
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 11:45 PM

Testimony:

I support the extension because I believe it will benefit the community

Name: Will Vogler	Email: wvogler13@gmail.com	Zip: 96707
Representing: Self	Position: Support	Submitted: Oct 29, 2023 @ 11:55 PM

Testimony:

I vote yes and believe this will better our community

Name: Nicholas Gleave	Email: nickgleave7@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 12:02 AM

Testimony:

I support the local business there

Name: Mailia Angilau	Email: angilau4@comcast.net	Zip: 96762
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Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 03:20 AM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Shem Hannemann	Email: shem@earthyandy.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 04:32 AM
Testimony: I live on the north shore and have raised my children in this community. Sharks cove operators are part of the community who live here and have families here. Those who work at sharks cove are part of this community as well. Please allow for the extension.		
Name: Tanya Molina	Email: tm172827@gmail.com	Zip: 97239
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 04:39 AM
Testimony: I am a former resident of the North Shore. I lived in Piqua for 37 years. The residence of the North Shore do not want commercial development in their neighborhood. They want to keep a country like atmosphere in their community. This type of development is very unwelcome and I think that Powers that be should listen to what the people who live there want.		
Name: Mana Angilau	Email: mana.angilau@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 05:22 AM
Testimony: I support the extension because I believe it will assist the community by not closing down right now. The economy is not in the best spot and two years will be better timing for this.		
Name: Marisa Draper	Email: mdraper866@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 05:44 AM
Testimony: I support the extension because I believe it will benefit the community. The mix of the food trucks and foodland are perfect for the small-town vibe of Sunset.		
Name: Joseph Keil	Email: joseph.f.keil@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 06:43 AM
Testimony: I support the extension because I believe it would give both the company owners and employees time to find alternative methods of keeping their business running or employment during the renovation period.		
Name: Michael ODonnell	Email: ssurfr@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 06:54 AM
Testimony: We support the extension. The commercial center provides a needed and welcome area for locals and visitors with minimal negative impact. We urge the state and county to address the unacceptable permitting process, which has been broken for years with no discernible progress. This is a complete failure of the Governor and Mayor. You should consider resigning for not fulfilling		

those promises.		
Name: Ian Kirman	Email: ian.kirman@yahoo.com	Zip: 96791
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 07:21 AM
Testimony: I support the extension because I believe it will help the community. Don't build!		
Name: Jeremy Burnett	Email: jeremy.burnett90@icloud.com	Zip: 75126
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 07:35 AM
Testimony: I support this extension because I believe it truly helps our communities and especially my ohana. If this extension is approved it will aid in the preservation of our land as well.		
Name: Melissa Horner	Email: mlhorner@juno.com	Zip: 85623
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 07:42 AM
Testimony: I support the extension because I think it will benefit the community.		
Name: William Howes	Email: bhmahiai@gmail.com	Zip: 96712
Representing: Self	Position: I wish to comment	Submitted: Oct 30, 2023 @ 07:53 AM
Testimony: Aloha Honolulu City Council, I am writing to express my concern that the developer / owner of this project not receive an extension to obtain development permits for this project. Thank you for your time and consideration. Sincerely, William Howes		
Name: Ellena Jenkins	Email: ellenacharleston@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 08:33 AM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Matthew Rains	Email: matthewjrains@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 08:46 AM
Testimony: While I do work for a company that has a food truck at this location, I mostly work at another. That said, I do live a street over from Pupukea Foodland and often go to North Shore Tacos, Seven Brothers, and Aji Limo for lunch/dinner. It's walking distance -		

without it, my ONLY option is Foodland for miles! I may not be local, but I've lived here on the North Shore for nearly a decade. I'm a resident, I patron these quirky spots that provide some of the few jobs on the North Shore (not named Turtle Bay/Foodland). Should we protect Shark's Cove? Absolutely! Can you create a standard of care that allows for both commercial development and protection of natural resources? I believe so, maybe those that don't simply lack faith, hope, or imagination.

Name: Chris Abe	Email: chrisabe543@gmail.com	Zip: 96826
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 08:48 AM

Testimony:
Aloha,
I oppose the development of what is essentially a retail mall at Shark's Cove. The foodland, food trucks and retail trucks in the area are more than enough business activity for the area. The real estate developer had five years to begin construction since the initial approval in 2018, an approval that was widely met with opposition from the community. Council and agencies granted those permits despite community opposition. Building a strip mall at Shark's cove with 126 parking spots will absolutely ruin the character of a popular tourist snorkeling site. The proposed 126 parking spots, which presumably will not be free for public use, will invite even more people, cars and congestion to the area. you will kill the goose that lays the golden egg by overdeveloping the north shore. Right now there's an idyllic, tropical, rural vibe to the area. if you look up from shark's cove you'll see trees and homes and some food trucks - very picturesque. After this development, you will look up from the ocean and see concrete and parking lots - sterile, lifeless, corporate, urban blight. Don't over-develop the north shore.

Name: Cassidy Diaz	Email: cassidyroseron@gmail.com	Zip: 96786
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 09:13 AM

Testimony:
I support the extension because it will allow for the community to come together and for smaller businesses to grow. Anytime there is any sort of pop up or performance, everyone has a chance to get exposed to a new product or business that they might've not ever come across in their everyday life. People are instantly surrounded by those positive and unique experiences that keep them coming back to support. It is crucial for the North Shore allow this expansion because it allows for the community to also grow as a whole and will constantly provide a space for them to enjoy year round.

Name: Samantha Angilau	Email: samantharosche@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 09:21 AM

Testimony:
I support the extension because I believe it will help those who have jobs to keep those jobs instead of having to close down. This is beneficial for the community and the livelihoods of the individuals.

Name: Izaha Forsdal	Email: izaha2004@icloud.com	Zip: 98270
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 09:23 AM

Testimony:
I am in support for the extension because i believe it will benefit the community and the people who are occupants of said community.
I also believe businesses would benefit as well.

Name: Agrianna Aquino Chee	Email: agriannaa@yahoo.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 09:39 AM

Testimony:

Locals supporting Locals!		
Name: Bethany Horner	Email: hbethany14901@yahoo.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 10:00 AM
Testimony: My husband is a manager on this property. As I have been going to school, he is our main source of income. If he unexpectedly losses his job I would have to stop going to school to help bring in more income than I am right now. This could drastically change the course of our families future. Our whole family is here on island so that could potentially mean leaving out family. If we at least had a two year or even a year notice I know we could put me through school and find out a backup plan for after the two years. Please, for the sake of many families, at least delay.		
Name: Jasmine Christensen	Email: jas.pc21@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 10:13 AM
Testimony: I support the extension because I believe it will benefit the local businesses and business owners.		
Name: Raigen Brabham	Email: brabham.raigen@yahoo.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 10:47 AM
Testimony: I live in the community & work here, this area provides so much to the local community.		
Name: Christian Keil	Email: repstock808@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 11:12 AM
Testimony: I believe this extension will benefit the community because it will keep small locally owned businesses opened which means people won't lose their jobs and it keeps the money in circulation here.		
Name: Paris Hurzeler	Email: parishurzeler@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 11:24 AM
Testimony: I support the extension because I believe it will continue to benefit the community.		
Name: Kameron Snell	Email: trucks_stark.0c@icloud.com	Zip: 78681
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 11:39 AM
Testimony: I support the extension as it will benefit the community.		
Name: Ethan Honn	Email: ethanhonn8@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 11:43 AM

<p>Testimony:</p> <p>I support the extension because I believe it will benefit the community in many different ways.</p>		
<p>Name:</p> <p>Alicia Hill</p>	<p>Email:</p> <p>thehillshouse4@icloud.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 11:50 AM</p>
<p>Testimony:</p> <p>I Alicia Hill absolutely oppose due to traffic, parking, keeping Sharks cove and three tables coral and fish safe... it's too much it already is too much. It's also suppose to be for the community having one bank doesn't cover nor does urgent care. It's built for tourist you can't fool us!! Please stop!!</p>		
<p>Name:</p> <p>Chip and Mari Hartman</p>	<p>Email:</p> <p>seachip@yahoo.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 01:06 PM</p>
<p>Testimony:</p> <p>Aloha Council Members,</p> <p>We oppose the extension being requested by Hanapohaku LLC and request your support in doing the same. We have attended North Shore planning meetings for 35 years and have never heard any community members nor City/State people show favor of a development of the kind and size that Hanapokahu has shown to us on their drawing boards. Haleiwa and Waialua were always the places business expansion would take place, not 6 miles down the road in our rural community.</p> <p>We have also attended meetings where Hanapohaku, and even the previous owners, presented their plans for development of the parcel. There has always been strong opposition because this is no place for a tourist type planned project. The location and two lane highway are big draw backs.</p> <p>By opposing this extension request, you in our City Council might see a better and more functional North Shore community fulfill some of its planning wishes of 30 years ago. Things like a doctor/dentist, police sub-station, life guard facility, and post office were on the list. As Council Members for our City we hope you know there are better options for our community in the future and vote NO to this extension request.</p> <p>Mahalo;</p> <p>Chip and Mari Hartman</p>		
<p>Name:</p> <p>Michael Lorne</p>	<p>Email:</p> <p>keiki69@aol.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 01:40 PM</p>
<p>Testimony:</p> <p>Please vote "no" on the extension.</p> <p>When you drive by the Sharks Cove food court, cars are parked along the shoulder of the Kam. Hwy. and occupants open their doors into the highway. This impedes pedestrian, bicycle and emergency vehicle movement.</p> <p>Traffic comes to a halt on Kam. Hwy. each time a vehicle pulls into or out of the food court area.</p> <p>Pedestrians routinely J-walk from Pupukea Beach Park to and from the food court, slowing traffic and endangering themselves.</p> <p>I am opposed to the project because increased development will only exacerbate the existing traffic congestion.</p> <p>Michael Lorne, MA, MS</p>		
<p>Name:</p> <p>Jason Murphey</p>	<p>Email:</p> <p>jmurphey808@gmail.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 02:58 PM</p>
<p>Testimony:</p> <p>Aloha, Please DO NOT ALLOW this over-development mall at Sharks Cove: The roads are already torn up and full of dangerous potholes from too much traffic on a one lane road. My wife a nurse and I am a school teacher and we cannot afford a home</p>		

because of these greedy mainland real estate investors finding local sellouts to buy into the destruction of our local community. We need housing for our local families and young adults at an affordable "local economy" price; long before you even think of adding a super-mall for tourists to the North Shore; and housing not at the Airbnb price inflation we face today from mainland developers and real estate investors pimping our way of life to foreigners from the Mainland US and Overseas. Mahalo for your compassion and understanding the situation we face with over development and over tourism. Put local families and young adults first!

Name: Judy Deal	Email: judydealhi@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 03:03 PM

Testimony:
I am a community member and support the businesses at sharks cove

Name: SharLyn Foo	Email: bpacker@maui.net	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 03:26 PM

Testimony:
Aloha This piece of commercial property is supposed to be developed for the community
Seems not to be but for tourists.
One credit union is it?
Parking requirements are outdated and not enough for that large a place .

Mahalo

Name: Choon James	Email: ChoonJamesHawaii@gmail.com	Zip: 96762
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 03:29 PM

Name: Susan Savill Lucas	Email: savill007@gmail.com	Zip: 96731
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 03:35 PM

Testimony:
OpposingMall to be built at Sharks Cove. This would increase traffic in an already heavy traffic area and a Mall is really not necessary - is this aimed at tourists or local residents?We already have enoughMalls on Oahu. We do not want the North Shore to be built up any more.
Mahalo

Name: Nicole Nestel	Email: nicole@nicolenestel.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 04:05 PM

Testimony:
Oppose any extensions to development permits, the current food trucks etc. are contributing to traffic and over-use of the marine conservation area

Name: Kurt Fevella	Email: senfevella@capitol.hawaii.gov	Zip: 96706
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 04:08 PM

Name: Anne Zellinger	Email: azmole@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 04:08 PM

Testimony:

I strongly oppose another extension for his project, Hanapohaku. This request is the third one! The developer has had ample time to complete what needed to be completed. I am upset that the need for an extension is being blamed on the Board of Water and Dept. of Transportation. I am also upset that the initial agreement of building facilities which would benefit our community is being ignored. No extension for a developer who is not being responsible and adhering to two previous extension timelines and who is designing a tourist destination which is counter to our North Shore Sustainable Communities Plan. Thank you.

community member since 1982

Name: Larry McElheny	Email: lkmcelheny@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 04:13 PM

Testimony:

Aloha Council Members

Common sense dictates that reasonable people oppose this proposal.

1. It's too close to a fragile marine life preservation area.
2. North Shore traffic is already unacceptable.
3. Over tourism is a major North Shore issue.

Please insist that Hanapohaku (the developer) comply with the terms of the Mutual Settlement Agreement that they and the City and County of Honolulu signed in January, 2021.

The Department of Planning and Permitting's (DPP's) recommendation is questionable for several reasons. Please question DPP on their lack of discussion of the "Tenant Mix" issue.

Please support the Council Member of the district, Matt Weyer.

Thank you,
Larry McElheny
(808) 237-9354

Name: Nancy Salemi	Email: salsalemi@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 04:59 PM

Testimony:

I strongly oppose another extension for his project, Hanapohaku. This request is the third one! The developer has had ample time to complete what needed to be completed. I am upset that the need for an extension is being blamed on the Board of Water and Dept. of Transportation. I am also upset that the initial agreement of building facilities which would benefit our community is being ignored. No extension for a developer who is not being responsible and adhering to two previous extension timelines and who is designing a tourist destination which is counter to our North Shore Sustainable Communities Plan. Thank you.

Name: Jessica dos Santos	Email: nrtshrlv@gmail.com	Zip: 96731
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 05:02 PM

Testimony:

I am writing to firmly oppose this resolution and the further development of "Sharks Cove." This development would increase over-

tourism on the already disproportionately overburdened infrastructure of the North Shore. For example, cesspools desperately need to be replaced and residents will need to add connections to the city sewer system. Traffic is already truly a nightmare for residents of the North Shore communities, the nearby shoreline - a culturally and environmentally sensitive and important conservation area - and offshore reefs already show signs of degradation and pollution due to the intense bombardment of tourists and tourism related activities, more concrete would degrade the special country character of the North Shore, the run-off would destroy the ocean life and we need to wean ourselves OFF of dependence on tourism instead of investing more into this destructive and extractive industry. Increased development near the coasts doesn't make any sense in a time when sea level rise is an unfortunate inevitability and already we see houses falling into the ocean just yards away. Native residents and long time community members are not obligated, nor do we want, to continue to support and endure unsustainable industries and economic activities. We need change for the future health of our communities and the environment and this is not it. Thank you for your consideration.

Name: Larry McElheny	Email: lkmcelheny@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 05:57 PM

Testimony:
Aloha Council Members

Regarding Special Management Area Use Permit No. 201 8/SMA-41 Tax Map Keys 5-9-011: 068, 069, and 070

Condition E of Resolution No. 18-245, CD1, FD1, states:

"The Project must provide for a mix of tenants that primarily cater to area residents by providing convenient and essential services for the surrounding community."

Council Members must ask this question and vote accordingly:
Does Hanapohaku's tourist/visitor focused operation "Primarily cater to area residents" ?

In addition, DPP needs to remember this from Condition E:

"The Project's mix of tenant uses will be reviewed under each building permit issued for the Project, and under any future Project site change of use."

Thank you for honoring Condition E of Resolution No. 18-245, CD1, FD1.

Larry McElheny
(808) 237-9354

Name: Edward Shanahan	Email: edshanahan24@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 06:39 PM

Testimony:
I strongly oppose this third extension.
The developer had adequate time to address and complete the requirements of the Board of Water Supply and Department of Transportation.
I'm also concerned regarding the intentions of the developer on this B-1 zoned parcel. At present, businesses there are catering to tourists, not residents as is the law.
Again, I oppose this extension.

Name: Ricki Newton	Email: oceanspiritmassage77@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:09 PM

Testimony:
 As a member of the North Shore for over 20 years,I strongly oppose this development.
 We do not need more traffic or any new structures built that close to the ocean.
 Keep the Country Country....
 Sincerely
 Ricki Newton

Name: Bill Saunders	Email: brainbow@aol.com	Zip: 96826
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:14 PM

Testimony:
 This development has been a traffic problem and a sanitation problem for too long. Any project on this sensitive site across from Sharks Cove and the marine conservation area needs to be consistent with the North Shore plan and serve the community rather than be a tourist trap that has remained for far too long. We need services for local residence on the North Shore, not more traffic and refuse. There's been very little good faith shown in moving this project forward in a manner consistent with the governing rules and the wishes of the community. Please deny this extension.

Name: James Russi	Email: jim@jimrussi.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:22 PM

Testimony:
 Please use common sense and know that we do not have the infrastructure here on North Shore to handle the traffic and crowds we already have. To add this Mall type feature to our existing traffic congestion nightmare is just plain irresponsible and dangerous, we have to use this one way in and one way out to commute and for emergency vehicles and evacuation when necessary. Please Vote No. on RES23-253
 mahalos
 Jim Russi
 45 year resident
 59-228 Kamehameha hwy , sunset beach HI 96712

Name: Alohalani Makana	Email: nsstylings@aol.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:27 PM

Testimony:
 Please do not approve this extension. These developers need to be stopped. Their tourist destination does not belong in our rural community and their development will cause irreversible damage to our environment and our quality of life.

Name: Stephen Christopher	Email: kaipuna@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:31 PM

Testimony:
 No, I do not want this development in my community. I oppose Hanapohaku's request for an extension. They shouldn't have gotten the permit in the first place. They are ruining our community. Please stop this.

Name: Michele Nihipali	Email: nihipalim001@hawaii.rr.com	Zip: 96717
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:34 PM

Testimony:
 I am deeply opposed to a mall at Sharks Cove. The traffic congestion is already at a point where it can be next to impossible to

drive through the North Shore. A mall does not belong on this crowded 2 lane road. Sharks Cove is also a place for scenic beauty, a mall is out of place at this site. The backer of this proposal, is only looking for profit and has a long history of proposing developments not suited for the area. I urge you to deny any permits for a mall at Sharks Cove.

Mahalo for your consideration in this matter.

Michele Nihipali
54-074 A Kam Hwy
Hauula, HI 96717

Name: ROBERT RAMSEY	Email: bruinbob@gmail.com	Zip: 96816
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:51 PM

Testimony:
NO MORE DEVELOPMENT! KEEP THE COUNTRY, COUNTRY!
Tourists, as well as locals, love the North Shore precisely because it is NOT over-developed.
Please learn from the past mistakes and do the right thing this time.
This project should not ever have been considered.
Mahalo

Name: cheryl burghardt	Email: burgharc@gmail.com	Zip: 96813
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 07:55 PM

Testimony:
It is unacceptable to continue to overdevelop areas for tourism that we can not sustain. Having been in that area two weeks ago, the traffic is hazardous and already dangerous. I thought we were working to protect our `ina? This seems purely \$\$\$ motivated and to whom would those \$\$ go? OPPOSE

Name: Caitie Hodel	Email: kikihodel@yahoo.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 07:56 PM

Testimony:
The shops are local, cater to the community , and they've been there not doing any harm so I support an extension

Name: Caroline Hokanson	Email: Hokansonc1@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 08:06 PM

Testimony:
As a North Shore resident I am in support of the project and extension. Jobs are being provided to the local community and is a space for local businesses as well.

Name: Madison Geisser	Email: madisongeisser@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 30, 2023 @ 08:27 PM

Testimony:
I am a resident of the North Shore and have seen these businesses support my community first hand.

Name: Charlotte Plant	Email: charlottejplant@gmail.com	Zip: 90274
Representing: Self	Position: Oppose	Submitted: Oct 30, 2023 @ 08:29 PM

<p>Testimony:</p> <p>The only reason I ever visit the North Shore of Oahu is because it is undeveloped! I love the quiet, quaint atmosphere and the natural beauty of the area. That is what Hawaii is supposed to be. It is the only reason I visit. I come from Los Angeles to get away from all of this traffic and congestion.</p>		
<p>Name:</p> <p>Jade Lopes</p>	<p>Email:</p> <p>Jade.yards@gmail.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Support</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 08:45 PM</p>
<p>Testimony:</p> <p>As a local community member on the north shore I believe the community benefits. It provides jobs for locals as well as providing a place for local vendors. A small business supporting other small businesses. I am in support of the project and extension.</p>		
<p>Name:</p> <p>Denise Antolini</p>	<p>Email:</p> <p>antolinid@gmail.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Mālama Pāpākea-Waimea</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 08:59 PM</p>
<p>Name:</p> <p>Buzzy Kerbox</p>	<p>Email:</p> <p>bkerbox@earthlink.net</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 09:39 PM</p>
<p>Testimony:</p> <p>The area at Sharks Cove is sensitive and protected. I oppose further development.</p>		
<p>Name:</p> <p>Oriana McCallum</p>	<p>Email:</p> <p>orianamccallum@yahoo.com</p>	<p>Zip:</p> <p>96731</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 09:42 PM</p>
<p>Testimony:</p> <p>Aloha, my name is Oriana McCallum and I am a second year law student at Richardson School of Law, a graduate of Kahuku High School and a resident of East North Shore. It occurs to me that this project will further congest a very congested area and proposes increases in environmental risk that are harmful to the protected area! Auwe! The project will undoubtedly promote an increase in tourism to the Pupukea Marine Life Conservation Area and the construction project itself creates a risk of pollution and adverse harm to the already diminishing marine conservation area. Auwe! Whats needed is more management over the tourism traffic, not an invitation for more! Do not provide this project with an extension, provide them with a rejection and reverse the permits granted.</p>		
<p>Name:</p> <p>Julie Reyes Oda</p>	<p>Email:</p> <p>mrs.reyesoda@gmail.com</p>	<p>Zip:</p> <p>96706</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 09:46 PM</p>
<p>Testimony:</p> <p>I oppose this extension. Please put the needs of the community first.</p>		
<p>Name:</p> <p>Denise Antolini</p>	<p>Email:</p> <p>antolinid@gmail.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 10:03 PM</p>
<p>Name:</p> <p>David Fullmer</p>	<p>Email:</p> <p>rebokbeck@gmail.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Support</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 10:04 PM</p>

<p>Testimony:</p> <p>I live in Pupukea and it would really help if we had an area where we could eat that isn't a food truck. And maybe have a Dr or dentist closer to us.</p> <p>I am in favor to the development of sharks cove.</p>		
<p>Name:</p> <p>Makana Hicks</p>	<p>Email:</p> <p>cane.valve-0q@icloud.com</p>	<p>Zip:</p> <p>96822</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 10:07 PM</p>
<p>Testimony:</p> <p>I have called the North Shore home all my life and as anyone from there can tell you, we've little need of more commercialization. This project adds nothing but headaches to a rural community that should be kept rural.</p>		
<p>Name:</p> <p>Rebecca Fullmer</p>	<p>Email:</p> <p>rebokbeck@gmail.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Support</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 10:10 PM</p>
<p>Testimony:</p> <p>I am in favor of the development because we need more places closer to us, like dentist & Dr offices. Also it will bring more jobs to the community.</p>		
<p>Name:</p> <p>Andrea Woods</p>	<p>Email:</p> <p>andreaswimsunset@yahoo.com</p>	<p>Zip:</p> <p>96712</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 10:31 PM</p>
<p>Testimony:</p> <p>As a 43-year resident of the North Shore, I want to implore you to vote No on any extensions to obtain further development permits. In the 1970's the zoning on this property was changed to business. That was a huge mistake then and most likely would not happen today—in that the property is located literally feet from a marine life sanctuary and conservation district. We are all smarter today about protecting our environment for future generations, and how a short-sighted decision can negatively affect that future. Please take this opportunity to correct a wrong that was done in the past. The current owner, Hanapohaku LLC, does not deserve another extension.</p> <p>For at least 2 1/2 years they have made a mockery of our land use regulations and especially the Mutual Settlement Agreement, which they signed in January 2021, by operating a tourist destination. The development company is proposing to build the largest-ever commercial "Rare North Shore Oahu Retail and destination center" on the North Shore— 30,000 square feet—designed to attract and profit from tourism even though the site is zoned for uses that primarily serve the surrounding community. Council Member Matt Weyer honorably represents our district and I strongly support his position in opposition to this extension. I hope you will too.</p>		
<p>Name:</p> <p>Gil Riviere</p>	<p>Email:</p> <p>gil@gilriviere.com</p>	<p>Zip:</p> <p>96791</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Oct 30, 2023 @ 10:58 PM</p>
<p>Testimony:</p> <p>I am in strong opposition to the granting of additional time for this project to get its act together. I agree with the comments by Denise Antolini and others who also oppose this extension.</p> <p>It is time to allow this development application to expire.</p> <p>Mahalo.</p> <p>Gil Riviere Waialua</p>		
<p>Name:</p>	<p>Email:</p>	<p>Zip:</p>

Beth Ito	beadieye1@yahoo.com	28358
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:44 AM
<p>Testimony:</p> <p>As a displaced local, please don't destroy this part of the Island that still holds a sacred part of many locals hearts. The North Shore is the only part of the Island that has not been touched by countless commercial endeavors and Sharks Cove is a pristine example of the true life on the North Shore. Thank you!</p>		
Name: Jeffrey Mallin	Email: gsxr808@me.com	Zip: 96816
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 03:40 AM
<p>Testimony:</p> <p>I oppose to any building is structures at sharks cove.</p> <p>The natural beauty of our coastlines should be preserved and protected.</p> <p>It's a shame that we're even having to defend our home from developers and politicians who have monetary interests in common</p> <p>How far will they push this agenda ?</p> <p>Especially on Oahu which is already over developed with hotels strip malls and fast food chains</p> <p>Please have the decency and common sense to stop this project from moving any further.</p> <p>North shore routes are already congested and this will surely cause more issues in traffic flow</p> <p>The natural beauty of sharks cove will surely dissolve into the pockets of greedy developers and politicians</p> <p>Keep the country country!</p>		
Name: Erin Delventhal	Email: edelventhal@gmail.com	Zip: 44116
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 04:27 AM
<p>Testimony:</p> <p>Ladies and gentlemen, distinguished members of our community,</p> <p>I submit my testimony today to voice my strong opposition to the proposed development of Shark's Cove (TO OBTAIN DEVELOPMENT PERMITS FOR A RURAL COMMUNITY COMMERCIAL CENTER AT 59-706, 59-712, AND 59-720 KAMEHAMEHA HIGHWAY), a project that seems to prioritize the interests of a money-grabbing elite over the well-being of our rural community. This development, in its current form, would NOT ONLY NEGATIVELY IMPACT OUR QUALITY OF LIFE due to increased traffic and a lack of necessary infrastructure but would also IRREVERSIBLY HARM THE FRAGILE ECOSYSTEM that we hold dear.</p> <p>First and foremost, let us acknowledge that our rural community holds a unique and cherished quality of life that draws residents and visitors alike. The pristine beauty of Shark's Cove is a critical component of this quality of life. As we know, rural areas often provide a respite from the congestion and chaos of urban life. However, the proposed development threatens to disrupt this tranquility with a surge in traffic.</p> <p>Our peaceful and tight-knit community, nestled amidst the natural beauty of Shark's Cove, stands to be forever altered by this development. Traffic congestion, noise pollution, and the endless flow of visitors would intrude upon our daily lives. It is undeniable that the added strain on our roads and infrastructure, which currently do not support such a development, would negatively impact our daily routines and erode the unique charm of our community.</p> <p>Furthermore, the absence of adequate infrastructure and sewage systems is a serious concern. A development of this scale necessitates careful planning and investment in the necessary infrastructure to support it. Without these essential components in place, we risk not only overburdening our rural community but also jeopardizing public health and environmental stability. Raw sewage discharge into our waters, a very real possibility without proper sanitation systems, would not only contaminate our beaches but also pose a significant threat to the fragile ecosystem that depends on this clean and clear water.</p> <p>Speaking of the ecosystem, Shark's Cove holds a unique and precious marine environment. Its coral reefs, diverse aquatic life, and underwater biodiversity are among the best-kept secrets of our community. The proposed development could irreparably</p>		

damage these ecosystems through habitat destruction, increased pollution, and the introduction of invasive species. It is our moral duty to protect these natural wonders for future generations.

In conclusion, while development is not inherently negative, it must be carried out with great care and responsibility. The current proposal for Shark's Cove lacks the necessary infrastructure, overlooks the potential damage to our rural community's quality of life, and poses a severe threat to the fragile ecosystem. We should not allow the pursuit of profit by a money-grabbing elite to override the best interests of our community. We must stand together to protect the rural charm we hold dear and the natural treasures that make Shark's Cove a special place. Let us oppose this ill-conceived development and work toward a future that preserves our unique quality of life and the environment for generations to come.

Thank you for your time.

Sincerely,

Erin Delventhal

Name: Jerry Miller	Email: jlrides2001@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 04:31 AM

Testimony:

I oppose any new development across Kam hwy from Sharks Cove Marine Reserve. I believe that this will harm the natural environment and create more traffic for the community

Name: Lynda Williams	Email: lyndalovon@gmail.com	Zip: 96720
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 04:38 AM

Testimony:

Aloha,

Is critical to preserve critical habitat in Hawaii for marine and land ecosystems to flourish. This development is too close to Sharks Cove and the increased traffic and pollution that comes from it will threaten and diminish the life of the Aina. Do not grant an extension or a permit for any development so close to a precious and critical ecosystem like Sharks Cove.

Mahalo,

Lynda Williams

Name: Janes Frisbie	Email: frisbiej001@hawaii.rr.com	Zip: 96791
Representing: Self	Position: I wish to comment	Submitted: Oct 31, 2023 @ 05:22 AM

Testimony:

Please do not grant an extension of Shark's Cove commercial proposal. Vacant land's best use is support and be part of State park for marine preservation and expansion. This is a rare opportunity for environmental protection. No for development: Yes for Life!

James Frisbie
Waialua

Name: Karen Gallagher	Email: karengallagher222@gmail.com	Zip: 96712
Representing: Self	Position: I wish to comment	Submitted: Oct 31, 2023 @ 05:44 AM

Testimony:

I believe the owner has had ample time and an extension should not be granted.

I also believe that only plans that honestly reflect the current zoning laws ought to be considered.

No more extensions...

Keep it rural...Keep the Country COUNTRY!!

Name:

Hiromi Hasegawa-Suitt

Email:

hiromi.hasegawa@patagonia.com

Zip:

96791

Representing:

Self

Position:

Oppose

Submitted:

Oct 31, 2023 @ 06:07 AM

Testimony:

I strongly oppose the extension of the permit allowing a mall at Sharks Cove. The North Shore simply cannot stand any more traffic in this area not to mention all of the possible water contamination from the septic run off into the Marine Protected Area.

Name:

Kori oros

Email:

Koriharvey@gmail.com

Zip:

96712

Representing:

Self

Position:

Oppose

Submitted:

Oct 31, 2023 @ 06:29 AM

Testimony:

Aloha Esteemed Council,

My name is Kori Oros, a teacher married to a Sunset Elementary School Teacher and I am a long time resident of the Pupukea-Waimea area. We are and have been raising our daughter on the North Shore of Oahu. I am testifying to oppose the commercialization and rezoning of Shark's Cove.

The Waimea has a rural charm that captivates many. What started off as a lone food truck long ago, a dentist office & that I used to get my teeth cleaned at, has slowly turned into small truck shopping center. This has brought traffic around Waimea Bay (adding to Lani's traffic) tourists running across the highway from Sharks Cove reef area to the trucks area and had taken away a place that helped service the community (dentist) and replaced with eateries a boutique and surf rentals. The trash cans near the marine conservation area over flow with rubbish and the bathroom shower runoff is a constant stream of chemical soapy water...right into the cove.

Visitors park along the median in non parking zones exacerbating Foodland area, and on the and during the weekends it's extremely difficult to drive from Waimea to Haleiwa past 2:30 pm.

I ask, who is this for? This is not for the community. This is NOT in the best interest of the community. This is for profit. This is a sell out. The community did not want this project a decade ago, and we do not want it now.

I ask the developers to go invest their money in Sunset Elementary School, or subsidize the teachers who want to work at the Sunset Rec Center but have difficulty doing so because they don't make enough money. ADD VALUE to the community that help a community thrive, rather than build a SHOPPING MALL.

With the rising cost of housing, we don't even have enough money to shop.

Please Malama, you have the chance to change the course of the Future of the North Shore and what we are.

Thank you Council Members,

Kori Oros

Name:

Thomas Sperandeo, M.D.

Email:

eyesnot@hawaii.rr.com

Zip:

96731

Representing:

Self

Position:

Oppose

Submitted:

Oct 31, 2023 @ 06:30 AM

Testimony:

A Mall at Shark's Cove is an insane idea.

Name: Francis Gomez	Email: rigoyots@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 06:43 AM
<p>Testimony:</p> <p>I support extension because I believe that the community depends greatly on the revenue stream generated by this center. Tourists love it and it is a part of their North Shore experience.</p>		
Name: Meagan Ostrem	Email: swag.pawn_0m@icloud.com	Zip: 96734
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 06:56 AM
<p>Testimony:</p> <p>Aloha e, writing today to oppose the two-year extension to obtain development permits for a commercial center at Sharks Cove. Development such as the project proposed is incomparable with the North Shore /Sunset Beach community. Designated shopping districts already exist on the North Shore where commercial activities should continue to be concentrated. Kamehameha Highway is at its maximum capacity and level of service rating is low. Adding additional cars and busses will more quickly deteriorate roads that are already under served and maintained by the state department of transportation. Finally, a development of this type would change the character of the North Shore that visitors and residents value. Further developing the North Shore degrades its overall value as a rural natural space. Any development in a community should be community driven and community supported. This project is neither. Please protect the community of Sunset Beach and vote NO on this measure. Mahalo for your time and consideration.</p>		
Name: Nanette Dorr	Email: alapiodorr@aol.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 07:11 AM
<p>Testimony:</p> <p>I am a longtime resident of the north shore having lived up in ppkea for more than 40 years. I have watched the progress and growth during this time and have always held the preservation of the community, its resources and future development in the highest regard. I strongly oppose the apparent goals of this current permit extension as it will not serve the community's needs but rather place the needs of the tourist population above the community's. I have worked in Hawaii as a registered nurse for nearly 40 years and can clearly see the benefits of a community based center that could not only enhance the health and safety needs of our community but also serve as an emergency hub in times of need. The recent fire disaster in Lahaina should drive the importance of placing community first and foremost to the forefront of our goals. Thank you for your time, Nanette Dorr</p>		
Name: christopher goody	Email: goody@hawaii.edu	Zip: 96730
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 07:16 AM
<p>Testimony:</p> <p>As a resident of Ko'olauloa, I want to strongly encourage the committee to NOT allow this development to proceed. It is one more of a long string of "out-of-place" developments slated for our rural corridor along Kamehameha Highway, and will significantly effect (in a negative way) the existing character of the North Shore. Over-tourism is a clear and present danger to our existing way of life, and allowing this development to proceed will obviously contribute to that danger. These types of zoning exceptions, for large money developers and investors, are antithetical to the whole purpose of have a zoning system in the first place--to protect the rest of society from out-of-place and inconsistent land uses, which destroy the existing rural character of the land in our case. These proposed projects should also necessitate consideration, not just in and of itself, but in combination with all the OTHER similarly destructive large developments planned in Ko'olauloa, including but not limited to the "envision La'ie" and Turtle Bay expansion developments... These types of large and very significant proposed</p>		

projects must be considered not in part, but together in whole, in their combined, composite effects.
The Oahu General Plan characterizes this part of the Island as rural and has mechanisms in place to protect that character-- please adhere to the plan and keep the Country country, for our Keiki and their keiki, and on into the future. We are shepherds of the land for them--let's not feed their future to the wolves.

Mahalo

Chris

Name: Sam Scott	Email: one800samuel@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 07:28 AM

Testimony:
Our community will benefit from this. Give our ohana at least 2 more years! Please think about what you are doing to our people!

Name: kamaile A	Email: kamailealuli7@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 07:28 AM

Testimony:
I believe the community would benefit from this space.

Name: Josue Kenyio Sueldo Ueki	Email: josuesueldo1810@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 07:32 AM

Testimony:
I support the extension because I believe it will benefit the community.

Name: Maxx Phillips	Email: mphilips@biologicaldiversity.org	Zip: 96813
Representing: Center for Biological Diversity	Position: Oppose	Submitted: Oct 31, 2023 @ 07:32 AM

Name: Amy James	Email: amyjames75@gmail.com	Zip: 89183
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 07:39 AM

Testimony:
I love shark's cove the way it is! I believe this will benefit the community with this extension. I think local community members should be able to continue business and keep their jobs.

Name: Barbara Fisher	Email: bambufish@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 07:41 AM

Testimony:
I strongly oppose an extension to obtain permits to develop this project. It has caused major traffic and parking issues and threatens the sensitive environment of protected Sharks Cove. This property must stay in line with the overall plan for the North Shore Neighborhoods and not be designated for the sole purpose of being a tourist magnet and a money maker for the developer. This should have been shut down a long time ago but has persisted. Please deny this extension.

Name: Anna Carolina Pilande	Email: annajolo111@gmail.com	Zip: 96762
Representing:	Position:	Submitted:

Self	Support	Oct 31, 2023 @ 07:42 AM
Testimony: I support because I believe this helps the community.		
Name: Andino Mahreza	Email: ayam4269@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 07:46 AM
Testimony: I support the extension because it benefits the community.		
Name: Nathan Honderick	Email: natehonderick@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:04 AM
Testimony: I oppose a third extension of the permit.		
Name: sean ginella	Email: seanginella@me.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:05 AM
Testimony: I like the option of having place to eat at Sharks Cove, I go there often with friends and family. I also like to see an Urgent Care facility, pharmacy and Post Office or UPS store there.		
Name: John Carlo Gonzales	Email: gjohncarlo64@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:05 AM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Irish Selene Gonzales	Email: isay.yongque@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:08 AM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Kaui Benson	Email: mkbenson98@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:11 AM
Testimony: As a community member I use the services and totally support the extension. I look forward to seeing more options and opportunities it will bring to our community through this extension		
Name: Gabriella Jensen	Email: gabriellajensen7@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:15 AM

Testimony: I use the services and love all the business and I am a community member		
Name: Alex Miller	Email: miller.alex86@gmail.com	Zip: 93940
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:20 AM
Testimony: I love the businesses and open space currently at sharks cove.		
Name: Tammy Green	Email: tagtammysales@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:21 AM
Testimony: As a community member I use shop and eat at the property so I am in support of extension.		
Name: Sterling Hannemann	Email: sterlinghannemann@gmail.com	Zip: 84009
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:22 AM
Testimony: I urge the City Council to vote, Yes, in support of these local businesses being able to continue to provide for their families by offering visitors and local community alike the opportunity to share local food, art and goods. Please allow these family ran businesses to continue forward as you have allowed so many others in past years.		
Name: Fletcher Shumow	Email: surffletcher@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:22 AM
Testimony: I oppose a third extension of the permit, it won't cause any good, only harm and more gentrification our community. More is not always a good thing, if this goes through it'll change the way everyone looks at our community. it'll no longer be the "country".		
Name: trigg alberta	Email: triggtrig@me.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:22 AM
Testimony: I just heard about this through the community, if we didn't have this beautiful area for everyone to come together there would be absolutely no place to hang out or eat on the north shore. I have no idea why someone would ever consider stopping these small local businesses that supply jobs for the whole north shore. Please do not hurt these small businesses.		
Name: Michael Sanborn	Email: msanborn994@yahoo.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:26 AM
Testimony: I support the extension because I believe it will benefit the community. We are very limited on options to eat and shop in the area as it is, plus this extension will continue provide jobs to people who work there! It is very hard to find work on the north shore!		
Name:	Email:	Zip:

Brandee Mcnamara	beedm@rocketmail.com	96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:28 AM
<p>Testimony:</p> <p>Seamaids LLC has Been in business at Sharks Cove for over 20 years currently employing over 30 north shore employees!The income that is provided to those employees and there families through our businesses at Sharks is very important!</p> <p>Please grant the extension so that we can continue to employee them ,which will be a major benefit to those employees and their families! Much Mahalo</p>		
Name: Kayla Ginella	Email: kaylapoto@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:28 AM
<p>Testimony:</p> <p>Aloha I'm born and raised on the north shore I believe the extension is a benefit. I Eat at the trucks and enjoy the stores and it helps as going into a Haleiwa you can often take hours away from my day.</p> <p>I Support the extension.</p>		
Name: Sofia Fong	Email: sofiafong@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:34 AM
<p>Testimony:</p> <p>I support the extension because I believe it will benefit the community!</p>		
Name: Rebecca Jay	Email: bbjsurfs@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:36 AM
<p>Testimony:</p> <p>My name is Rebecca Jay and I oppose the development permits for a rural community commercial center a 59-706, 59-712, and 59-720 Kamehameha Hwy across from Sharks Cove. I have lived on the North Shore since 1967 and have seen the changes over the years. The drive from my home in Pupukea to Haleiwa used to take 15 minutes. Now that same drive takes between 30 minutes to sometimes over an hour.</p> <p>The infrastructure in this area will not accommodate a community center. It is already very difficult navigating this area as there are many tourists trying to walk across the street to go to the beach, as well as cars pulling out to drive. The traffic now backs all the way to Waimea Bay just because of the food trucks & shops that are currently on this property.</p> <p>Most of the people who live out here on the North Shore do so because it is removed from the hectic tourist attractions such as what you experience in Waikiki. This is supposed to be the "Country." The feeling of being away from the hustle & bustle of town & living a more peaceful life is slowly being taken away from us.</p> <p>I humbly ask that this development is not allowed to happen. Let's try to keep the North Shore from losing its charm and give the residents a chance to live the slower lifestyle they seek.</p>		
Name: Hannemann Wolfgramm	Email: hannemannck@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:39 AM
<p>Testimony:</p> <p>I support the extension because I believe it will benefit the community!</p>		
Name:	Email:	Zip:

Jane Dubiel	dubiel.jane@gmail.com	96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:39 AM
<p>Testimony:</p> <p>The North Shore is a beautiful, sacred, country type of place. A huge parking lot and a mall will cause there to be more traffic which is hazardous. There does not need to be a big cement mall next to Foodland, it is unnecessary and not a good location. There is no crosswalk there. It is a dangerous and hazardous choice. Not safe for children. The North Shore is a country community, that's what is so great about it. There does not need to be any kind of shopping mall. This will put a damper on what draws tourists to the North Shore because the North Shore is unlike anywhere on Oahu because it focuses more on the natural beauty. Please do not allow this extension.</p>		
Name: Dea Rackley	Email: kumukahi77@gmail.com	Zip: 96778
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:43 AM
<p>Testimony:</p> <p>No to more commercializing Hawaii.</p>		
Name: Koa Smith	Email: itskoasmith@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:44 AM
<p>Testimony:</p> <p>I support to extend to provide the community places to eat and hang This side of Haleiwa. The Haleiwa traffic is so crazy driving to have lunch takes up most of my day. Keep the sharks cove food trucks open.</p>		
Name: Rocky Ishibashi	Email: ahicatcher1@gmail.com	Zip: 98778
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:47 AM
<p>Testimony:</p> <p>Please do not go forward in further desecration.</p>		
Name: Robert Owens	Email: bobbyowens2011@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:47 AM
<p>Testimony:</p> <p>I hereby declare that any further development at Sharks Cove would be detrimental to the Marine Conservation Area located in the immediate area. This area is already stressed enough with traffic and parking problems due to the popularity of Sharks Cove with tourists, snorkelers and divers. The Marine Conservation Area should not be subjected to additional runoff and traffic created by the proposed development. Thank You</p>		
Name: matthew snipe	Email: matt.snipe@yahoo.com	Zip: 77510
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:47 AM
<p>Testimony:</p> <p>I oppose a rural community commercial center for this precious area of North Shore. The local infrastructure cannot support such development and will be unsafe due to the amounts of traffic for the small emergency response capabilities currently possessed by the region. Development of this land will only increase the flooding and erosion issues currently experienced by the community. People live here to avoid this type of destruction of the lands natural beauty. Haleiwa and Honolulu are only a short drive away if people would like to experience this type of economic activity.</p>		

Name: Randal Rees	Email: randalbrees@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:50 AM
<p>Testimony:</p> <p>I am a 33 year resident of the North Shore with 9 years in Puhukea. I support the project. It will be good for the local economy and provide competition to monopolies like Foodland and others.</p>		
Name: Blake McElheny	Email: blakemcelheny@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:53 AM
<p>Testimony:</p> <p>Please oppose this extension. This misguided, massive commercial development adjacent to a Marine Life Conservation District makes no sense.</p> <p>The City should take this opportunity to hold the developer accountable to zoning laws that protect the public interest and to the terms of the legally binding settlement agreement (based off of prior City zoning violations) that protect both the City's and public interest.</p> <p>Thank you.</p>		
Name: John Thielst	Email: thielst@coffman.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:56 AM
<p>Testimony:</p> <p>Aloha Councilmembers,</p> <p>I received the documents from BWS. There are 2 sets of plans and a couple documents showing the dates they were received. The most interesting document was the 9/6/23 email explaining that BWS could not approve the plans due to the 2021 anti-corrosion rules. which attached a 2/9/2022 BWS letter explaining that "effective August 1, 2022, approval of all construction plans requires compliance with all water system standards amendments in effect, regardless of when the construction plans were received" by the BWS. See attached.</p> <p>It seems pretty cut and dry to me that they should have known in 2021 and even if they thought they were going to be grandfathered in based on approval of their preliminary plans submitted on 1/1/5/2021, they clearly should have known by no later than 2/9/2022 that they would not be grandfathered in based on that preliminary approval.</p> <p>Thank you, Regards John 808 479 4481</p>		
Name: John Thielst	Email: thielst@coffman.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:57 AM
Name: Max Hannemann	Email: maxhannemann6@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:57 AM
<p>Testimony:</p> <p>My family has a business on the property. We've lived in this community for over 20 years, we employ over 50 people just at our sharks cove location. It's been an amazing blessing for us, for the employees(half are from the community) and for the people who live in the community. There are so few places to eat and it gives local community members other options without having to drive to Haleiwa or Laie. Please extend! Mahalo</p>		

Name: renate Gregory	Email: reginagregory@gmail.com	Zip: 96822
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 08:59 AM
Testimony: This oversized project would lead to more congestion and commercialization.		
Name: Mona-Jane Hannemann	Email: monzbrown@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:59 AM
Testimony: This place is a blessing for the community please extend! Mahalo		
Name: Adam Borrello	Email: adam@northshoreland.org	Zip: 96712
Representing: North Shore Community Land Trust	Position: Oppose	Submitted: Oct 31, 2023 @ 09:01 AM
Testimony: The NSCLT was founded in 1997 with a mission to protect, steward, and enhance the natural landscapes, cultural heritage, and rural character of ahupuaa from Kahuku to Kaena Point. Since our founding together with partner organizations we have raised over \$70 million to protect over 4,000 acres of land in our mission area. In addition, we have taken a leadership role on several restoration and stewardship projects. In every instance we conduct community outreach and are guided by the input from the community. A consistent concern expressed by the community is that the North Shore lack the necessary infrastructure to effectively and efficiently handle the volume visitor to this special community. At the same time this rural community lacks critical services that are necessary for a thriving local community. The NSCLT was invited to participate in the DMAP efforts and heard similar concerns from other Oahu communities adversely impacted by an excess of visitors. To the extent that the community supports other solutions for this property the NSCLT is happy to be part of that solution. We currently co-hold conservation easements at Turtle Bay, Sunset Ranch, Ppkea Paumal, and Pu'ukua in Waimea Valley. The NSCLT stands ready to be part of a community supported positive resolution that minimize negative impacts for residents and protects priceless natural resources.		
Name: Roca Hannemann	Email: max@sevenbrothersburgers.com	Zip: 96712
Representing: Seven Brothers	Position: Support	Submitted: Oct 31, 2023 @ 09:01 AM
Testimony: We employ so many community members, and have provided over 100 people with jobs who live here on the north shore. This area employs so many people and all who own places here are local family who live in this community who know this community. Please extend. Mahalo		
Name: Makai McNamara	Email: makai00@hotmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 09:02 AM
Testimony: I support the extension. Shutting down will cost over 100 jobs for North Shore residents of all ages. It will benefit the community to allow the extension. Lots of Families depend on these jobs and businesses to survive.		
Name: Ally Catlett	Email: allycatlett@icloud.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 09:09 AM
Testimony: Sharks cove has provided me with a job for the last year at Seven Brothers. Sharks cove id more than food trucks and shopping		

it's where locals and tourists can feel at home. Please do not close it.

Name: Isabella Jones	Email: belskib@icloud.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 09:23 AM

Testimony:
Aloha,
I support the extension needed for Hanapohaku and the rural retail area at Sharks Cove.
Thank you,
Isabella Jones

Name: Atwood Trapnell	Email: surfwood11@icloud.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:25 AM

Testimony:
Everybody loves how the North Shore is now, it's always the people who live elsewhere that wants to change a good thing, nuff said..

Name: Kolja Rotzoll	Email: kolja@hawaii.edu	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:27 AM

Testimony:
I want to implore you to vote No on any extensions to obtain further development permits to this proposed development. I am a 21-year resident of the North Shore and a neighbor living close by.

In the 1970's the zoning on this property was changed to business. That was a huge mistake then and most likely would not happen today—in that the property is located literally feet from a marine life sanctuary and conservation district.

We are all smarter today about protecting our environment for future generations, and how a short-sighted decision can negatively affect that future.

Please take this opportunity to correct a wrong that was done in the past.

The current owner, Hanapohaku LLC, does not deserve another extension.

For at least 2 1/2 years they have made a mockery of our land-use regulations and especially the Mutual Settlement Agreement, which they signed in January, 2021, by operating a tourist destination.

The development company is proposing to build the largest-ever commercial “Rare North Shore Oahu Retail and destination center” on the North Shore— 30,000 square feet—designed to attract and profit from tourism even though the site is zoned for uses that primarily serve the surrounding community.

Council Member Matt Weyer honorably represents our district and I strongly support his position in opposition to this extension. I hope you will too.

Matt's office and the broader community are also pursuing an alternative future for this property. You may contact him for details.

Mahalo for your attention and consideration to this very important community issue and the sensitive marine environment.

Name: Melissa Ginella	Email: admin@thecovecollection.com	Zip: 96712
Representing:	Position:	Submitted:

The Cove Collection	Support	Oct 31, 2023 @ 09:41 AM
<p>Testimony:</p> <p>Aloha , we would like to voice our support for the extension, our space services our ns community members . We create jobs for our community , we hilight and sell goods from local artisans .We love our community . We created this space 5 years ago to have a space to sell our hand made products , be a part of our community where we all live . We are 4 friends, moms, artists and community members who have raised our keiki here and have fundraised and supported our schools and our community whenever it was needed .</p> <p>We once again support the extension.</p> <p>Mahalo</p> <p>The Cove Collection</p> <p>Amy , Betty , Jenn and Melissa</p>		
Name: DALE MOORE	Email: mooreohana@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:42 AM
<p>Testimony:</p> <p>This proposed development at Shark's Cove on Oahu's North Shore will threaten the Pupukeya Waimea Marine Life Conservation District. The community has been objecting to this development and the community's voice has been basically ignored. Studies have shown that Shark's Cove is one of several largest spots in Hawaii for degraded reefs due to impact from tourist activity on the beach, snorkeling and scuba diving. Tourism has suppressed live coral coverage where there are the most concentration of tourists (Nature Sustainability, January 9, 2023). This development will compound this substantially and destroy one of our natural assets here on the North Shore.</p>		
Name: Charles Young	Email: cwyiii@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:43 AM
Name: Chey Murray	Email: cheyennekanani@gmail.com	Zip: 96731
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 09:47 AM
<p>Testimony:</p> <p>I feel as if an update of the current sharks cove lot is needed. Local people deserve to have something more than just trucks. I shop and eat in the area often.</p>		
Name: Christopher Owens	Email: coachco@gmail.com	Zip: 96712
Representing: Self	Position: I wish to comment	Submitted: Oct 31, 2023 @ 09:51 AM
<p>Testimony:</p> <p>I oppose the planned development at Sharks Cove because it will cause horrendous traffic ,not that it's not already horrible,,and it's not in the interest of our community to create facilities to attract the tourist ,we already have a problem with the tourist,it is getting so we can't even find parking to go to our local beaches anymore,,places like Sharks cove will be so much more crowded with the above mentioned development, thousands per day will be j- walking causing a worse traffic jam than our turtle traffic at Laniakea,,also putting in big tourist restaurants will be serving alcohol and for myself living next store we will be at risk for drunk and disorderly violent people coming into our peaceful neighborhood along with the noise they make,,Hawaii tourism has outgrown its sustainability and this is a regressing direction into a disastrous thing,,,,,Chris Owens</p>		
Name: Ryan Dadds	Email: ofr@oahu.surfrider.org	Zip: 96744
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:54 AM

Testimony:
Building a mall in front of sharks cove will destroy this habitat for fish and other wildlife that so many tourists come to see every year. Runoff from the parking lot, construction pollution, in addition to the increased traffic from cars and foot traffic will pollute the waters and will kill fish food sources. Please think about the detrimental effects this will have and DO NOT BUILD anymore on the North Shore!

Name: Moe Johnson	Email: moejohnson2022@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:57 AM

Testimony:
I oppose the extension to obtain development permits for a "Rural Community Commercial Center" along Kamehameha Highway for these reasons. This community center will no doubt become another tourist attraction bringing thousands more people to the North Shore. Our road infrastructure cannot handle more traffic, we already see unbelievable standstill traffic regularly on the North Shore. What our community definitely doesn't need is additional shops and restaurants bringing in even more tourism. The companies who are looking to extend building permits at Sharks Cove aren't thinking about the cost to our community and only want to maximize their profits from the tourists crowding our neighborhood. Before we allow companies to further develop, we need to drastically change how the majority of tourists get around the island. We should look at ways to shift from each tourist renting their own car to a more efficient shuttle system that would be less taxing on our local community. Until problems like these are addressed, our community will not benefit from more development.

Name: Debi Lyle	Email: debi@luleretirementgroup.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 09:58 AM

Testimony:
The North Shore is special and full of history. Sharks Cove is a fragile coastal ecosystem and has been marked as an underwater wonderland. Please help avoid gradual degradation and keep it preserved for all of our future generations. I strongly oppose a mall or anything similar incongruent with the North Shore country vibe.

Name: Larry McElheny	Email: lkmcelheny@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 10:01 AM

Testimony:
Aloha Council Members

In 2018 the Honolulu Star Advertiser editorial board said this in their editorial:

"No project should advance until this company resolves the breach of trust it has created with the city, and with the community." The editorial also said:

".....it's impossible to trust that these land owners will follow whatever rules the city sets if they are so willing to flout the rules now."

The Advertiser was right.

Even though Hanapohaku is party to the Mutual Settlement Agreement (MSA) that clearly prohibits it, they have run a tourist/visitor focused operation for at least 2 1/2 years. The site attracts primarily customers from outside the area as opposed to the local community.

What's equally troubling is the fact that the City Department of Planning and Permitting (DPP) would produce a misleading approval recommendation. The document does not give the Council an accurate picture of the situation. In fact, it omits critical information, thereby grossly distorting reality.

It fails to mention the many documented breaches of the MSA, the most serious of which is the ongoing Tenant Mix violation.

It unfairly downplays the MSA and attempts to shift responsibility for the developer's problems to others.

It relies the developers inaccurate timelines for justification and fails to prove good cause.

If these distortions and omissions are intentional, they represent a serious transgression on the part of the author.

Granting this developer an extension would further empower them to continue flouting our important land use regulations.

Please vote no on the extension of Resolution No. 18-245, CD!, FD1

Mahalo
Larry McElheny
(808) 237-9354

Name: Odin Hill	Email: odinhill@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 10:10 AM

Testimony:

I oppose any commercial development in the area where the zoning proposal is taking place. The impact to the environment, traffic, noise and the adjacent neighborhood will be overwhelmingly negative. The increase in traffic and impact it will have on the marine preserve located at Sharks Cove will be magnified by the proposal. Foot traffic erosion and overuse issues will abound in this sensitive area. There is already an issue with patrons to the existing establishments leaving litter on our private road (Pahoe Rd.) and illegally parking to access businesses on the said premises. Traffic coming onto our private road intentionally or by mistake is constant and will be made worse by adding any attractions to the property. Unsafe crossing of the Kam highway to access the Shark's Cove area will put pedestrians and motorists at risk with the increase in traffic. Patrons coming and going will increase the noise levels impacting the adjacent neighborhood, especially if alcohol is served at any establishment. Crime will inevitably increase with predatory car break-ins and alcohol-related disorderly conduct due to the parking situation and lack of security that will inevitably follow. I am vehemently opposed to any development proposal and I also am opposed to the current way in which the property is being used. Community-based proposals should trump corporate interests in this culturally sensitive and beautiful location.

Name: Mariah Metzger	Email: mariahmelanie@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 10:17 AM

Testimony:

I am against this extension. Harmful to environment at sharks cove which is a world class diving location. No more traffic, no more pedestrians please.

Name: Teruto Murakami	Email: shinesound0103@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 10:23 AM

Testimony:

I support the extension because I believe it will benefit the community.

Name: Jeff Schultz	Email: Jeffaloha.772@gmail.com	Zip: 96712
Representing: Self	Position: I wish to comment	Submitted: Oct 31, 2023 @ 10:36 AM

Testimony:

I oppose the current development plans at sharks cove " mcully corner". By doubling the retail space you essentially double the amount of visitors and traffic. This area lacks the infrastructure to support such a development. How will this development handle

the traffic flow turning off kam hwy without significantly widening the highway with turning lanes? How will this development handle product delivery and waste removal without a dedicated loading zone and paddock with a separate off highway entry/exit? Years of deferred maintenance have left kam highway from haleiwa to waimea in shambles. The road around waimea is starting to crack off and fall into the sea. Twice this year alone saw kam highway compromised by falling rocks. The giant questions about a solution at Laniakea aka turtle beach remain unanswered. For all these reasons. This is the wrong plan at the wrong time. Aloha

Name: Lehiwa Benson	Email: lehiwab@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 10:39 AM

Testimony:
As a community member I use these services and support the extension.

Name: Kevin Kelly	Email: kevink59@gmail.com	Zip: 96791
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 10:57 AM

Testimony:
Aloha City Council Members

I am a 20-year+ resident of the North Shore and it's time for the circus to pack up and leave!

For at least 2 1/2 years the owners of the property under review, Hanapohaku LLC, have made a mockery of our land use regulations and especially the Mutual Settlement Agreement, which they signed in January, 2021, by operating a tourist destination in a highly sensitive area directly across the street from a nature preserve. They have been dealt extensions in the past, but they do not deserve another extension and should be served notice that time has run out.

Hanapohaku LLC continues to thumb their nose at the needs of local community and instead is focused on extracting wealth from tourists at the expense of our beloved marine preserve and the needs of local residents. Please end this madness now.

Thank you for your attention and consideration to this very important community issue and for your vote against RES23-253.

Aloha,
Kevin Kelly

Name: Shawna Ankenbrandt	Email: shawnaankenbrant@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 11:34 AM

Testimony:
Hi, I am in support for the extension needed. Thank you

Name: Warren Hassett	Email: artistonehawaii@gmail.com	Zip: 96734
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 11:35 AM

Testimony:
Aloha,
I am in SUPPORT of the extension needed for the necessary permitting for this project. All my family is born and raised on Oahu and we love supporting the local vendors at this location.

Name: Andre Ankenbrandt	Email: andreankenbrandt@aol.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 11:46 AM

<p>Testimony:</p> <p>Aloha City and County Members!</p> <p>I would like to show my support for the extension needed for development.</p> <p>Thank you for your time,</p> <p>Andre</p>		
Name:	Email:	Zip:
Shez Hannemanb	shez.hannemann@gmail.com	96762
Representing:	Position:	Submitted:
Self	Support	Oct 31, 2023 @ 11:50 AM
<p>Testimony:</p> <p>I support the extension because I believe it will support the community not only financially but will be a way to bring our community here on the north shore together. It has provided jobs for all age ranges and has become a place for people to escape and connect! We love this area and are so grateful to have it be a part of this thriving community!</p>		
Name:	Email:	Zip:
Pamela Comstock	pamelacomstock@icloud.com	96712
Representing:	Position:	Submitted:
Self	Support	Oct 31, 2023 @ 12:01 PM
<p>Testimony:</p> <p>I support this agenda and would love to see this extension! Mahalo, Pamela</p>		
Name:	Email:	Zip:
MARGARET PRIMACIO	stibbardm003@hawaii.rr.com	96731
Representing:	Position:	Submitted:
Self	Oppose	Oct 31, 2023 @ 12:04 PM
<p>Testimony:</p> <p>Good Morning Council Chair Waters and Council Members,</p> <p>RE: Opposition of RES23-253, for a Two Year Extension to Obtain Development Permits for Hanapohaku LLC at Sharks Cove.</p> <p>This is the wrong project at the wrong place.! This area should not be exposed to additional business activities and escalate the demise of a natural resource, Shark's Cove. You have to begin somewhere and stop the abuse of these wahi where residents also live. Haleiwa is a wonderful business area for a concentration of dining and ocean gear rental and sales. Please end this spot zoning that don't reflect neighborhood plans by the hard working residents of the area.</p> <p>Mahalo nui,</p> <p>Margaret Primacio</p>		
Name:	Email:	Zip:
Alex Da Silva	dasilvaalex@gmail.com	96712
Representing:	Position:	Submitted:
Self	Support	Oct 31, 2023 @ 12:07 PM
<p>Testimony:</p> <p>I testify in support of allowing local businesses across from sharks cove as long as it does not disrupt the environment. Residents who live east of Waimea have very few options for employment and commerce and this helps support local employment.</p>		
Name:	Email:	Zip:
Yuri Murakami	yurichan083122@gmail.com	96762
Representing:	Position:	Submitted:
Self	Support	Oct 31, 2023 @ 12:17 PM
<p>Testimony:</p> <p>I support the extension because I believe it will benefit the community.</p>		
Name:	Email:	Zip:
ALAN LENNARD	alan.lennard.808@gmail.com	96712

Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:29 PM
Name: Tyler Santos	Email: loruscat@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:33 PM
<p>Testimony:</p> <p>My Name is Tyler and I am a resident of the North Shore of Oahu</p> <p>Additionally, I am asking city council to vote NO on RES23-253 or any other extensions to obtain further development permits for this property.</p> <p>THERE IS NO GOOD CAUSE FOR EXTENSION</p> <p>Mahalo and Aloha</p>		
Name: Tracy Manuel	Email: oahu.ej.seeking.employment@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:36 PM
<p>Testimony:</p> <p>My Name is Tracy and I am a resident of the North Shore of Oahu.</p> <p>Additionally, I am asking city council to vote NO on RES23-253 or any other extensions to obtain further development permits for this property.</p> <p>THERE IS NO GOOD CAUSE FOR EXTENSION</p> <p>Mahalo and Aloha</p> <p>Tracy</p>		
Name: law isaki	Email: BIANCA@KAHEA.ORG	Zip: 96744
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:42 PM
<p>Testimony:</p> <p>Aloha Councilmembers,</p> <p>I understand this resolution is seeking to provide Hanapohaku LLC with a two-year extension to obtain development permits for a massive commercial center at Sharks Cove, which we grew up calling Pupukea. I do not live there now but much of my family still lives right across the street. There is already so much commercial use of this area and it is making the resources suffer. Allowing this commercial center is out of sync with the community, its history, and the future we want for it. Please do not support the resolution.</p> <p>Bianca Isaki</p>		
Name: Nissa Harvey	Email: nissamh@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 12:42 PM
<p>Testimony:</p> <p>As a North Shore resident, I visit The Cove multiple times a week. I love to support local (arts, goods, and food) as much as possible. It is a great gathering place where I often meet with friends or grab a meal for my boyfriend and me to enjoy. A lot of the staff and business owners at The Cove are locals and contribute greatly to the community and feel like family. I would hate to see</p>		

them out of a job, as there are limited options for employment in this area. These are neighbors in our community who enhance the community and small-town feel that is part of the charm of this area. I strongly urge and heartfelt request you to vote yes. Mahalo.

Name: James Daniels	Email: gpp96712@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:43 PM

Testimony:

Dear City Council,

Please vote NO on RES23-253 or any other extensions to obtain further development permits for this property.

THERE IS NO GOOD CAUSE FOR EXTENSION

I think the City should acquire this property for EMS facility - they will be a very good neighbor at sharks cove !

Mahalo and Aloha

JD

Name: Linda Tseu	Email: lindactseu@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 12:53 PM

Name: Anthony Thomas	Email: chefanthonyt@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 12:54 PM

Testimony:

Aloha, I support this measure as many residents benefit from having a gathering place as well as a place of employment. With limited options in this area, it provides a lot to the community. I would like to see that continue. Mahalo for your support and yes vote on this measure.

Name: Seek Hannemann	Email: seek@sevenbrothersburgers.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 12:55 PM

Testimony:

Please extend these buisness support so many locals.

Name: Megan Salgado	Email: mmegan1021@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 12:57 PM

Testimony:

I support the extension because I believe it will benefit the community.

Name: Raynae Fonoimoana	Email: tessie50@gmail.com	Zip: 96717
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 01:45 PM

Testimony:

I am writing to express my strong opposition to the proposed Mall Development in our neighboring community. While I understand the need for employment opportunities, I believe that this project would have a detrimental impact on our neighboring community.

The proposed development is simply too large for the area. The increase in population density would put a strain on our already overburdened infrastructure, leading to increased traffic congestion, and strain on our public services. This development would alter the aesthetic of our area and simply not in keeping with the character of our neighborhood.

I strongly urge you to reconsider this proposed mall development. While I support employment opportunities I believe that this project is simply not the right fit for our neighborhood.

Thank you for your attention to this matter.

Name: Nicole Nishimiya	Email: nicoletoyoshima0304@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 01:48 PM
Testimony: I support the extension because I believe it will benefit the community.		

Name: Yuki Nishimiya	Email: mayamaya2438@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 02:01 PM
Testimony: I support the extension because I believe it will benefit the community.		

Name: Carmen Ramirez	Email: carmenwaves5@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 02:06 PM

Testimony:
RES23-253
Dear City Council,
PLEASE vote NO on extension - There is NO GOOD Reason to give them an extension.

The developers of the sharks Cove MALL are NOT good stewards of the site, which is very important to local ecosystem and the Vast majority of North Shore Community would like it to be used for a city facility that really will benefit the North Shore community. Please consider working with the EMS department to acquire the property and make a very beneficial facility that is well designed and a good neighbor.

thank you

Carmen Ramirez
carmenwaves

Name: Luke Shepardson	Email: lukeshep96712@yahoo.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 02:19 PM

Testimony:
I support this extension because we need the food option and surf shop open for those who can't commute to Haleiwa

Name: John Thielst	Email: thielst@coffman.com	Zip: 96712
Representing:	Position:	Submitted:

Self	Oppose	Oct 31, 2023 @ 02:27 PM
Name: John Thielst	Email: thielst@coffman.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 02:47 PM
Name: Tia Mendoza	Email: tia.mendoza.96712@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 02:54 PM
<p>Testimony:</p> <p>REF: RESOLUTION 23-253 APPROVING AN EXTENSION TO OBTAIN DEVELOPMENT PERMITS FOR A RURAL COMMUNITY COMMERCIAL CENTER AT 59-706, 59-712, AND 59-720</p> <p>RES23-253 TESTIMONY – PLEASE VOTE NO – THERE IS NO GOOD CAUSE FOR EXTENSION</p> <p>Aloha City Council Members,</p> <p>My Name is Tia and I am a resident of the North Shore of Oahu. I am one of many who is asking the Honolulu City Council to vote NO on RES23-253 or any other extensions to obtain further development permits for this property.</p> <p>THERE IS NO GOOD CAUSE FOR EXTENSION</p> <p>Mahalo and Aloha</p> <p>Tia tia.mendoza.96712@gmail.com cell [not shown]</p>		
Name: Jan Thielst	Email: janthielst@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 02:59 PM
<p>Testimony:</p> <p>I highly oppose for so many reasons as explained by so many others. I am a long time NS resident, 35 years. Sincerely Jan Thielst</p>		
Name: darrell moniz	Email: darrell.moniz@baywatch-hawaii.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 04:05 PM
<p>Testimony:</p> <p>Dear City Council members, I would like you to vote NO on RES23-253 -</p> <p>The city EMS needs to acquire this property and eliminate this blight at Sharks Cove.</p> <p>Even if the foodtruck cluster goes away, the developers are not good stewards of this area. I know the city will be a much better steward of this highly sensitive biome and make sure that the ecosystems will be preserved and by eliminating this circus, the impact in the area will be significantly reduced.</p>		

I have been concerned that the North Shore Sustainable Communities Plan had been killed by this group of developers.

Please consider the Aina and end this madness. start the process to have city EMS acquire or take area by eminent domain if necessary [if you offer the developer fair market value, and offer them chance to put family name on ems building, I think they will do the right thing].

Aloha

darrell
darrell.moniz@baywatch-hawaii.com

Name: Hudson Williams	Email: hudsonw8811@yahoo.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 04:08 PM
Testimony: Please give us more time to work here.		

Name: Drake Auna	Email: ohanaentertainmentandtoaafi@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 04:12 PM
Testimony: Im in support of the extension. We love Sharks Cove it's locals. And we need to protect the livelihood of our Kanaka Maoli.		

Name: patrick donegan	Email: tigerbody2022@gmail.com	Zip: 96778
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 04:32 PM
Testimony: I can see that the traffic on the North Shore of O'ahu is very very bad. I think that this project will make the traffic problem worse.		

Name: Kevin Senn	Email: tophatrules@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 04:50 PM
Testimony: No		

Name: Sonia Salazar	Email: sofiasoldhomes@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 04:54 PM
Testimony: We are in favor of approving the extension.		

Name: Cara and William Ballard	Email: caraleilani@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 05:01 PM
Testimony: It is sad that we are even discussing the development again at Sharks Cove. After failed environmental assessments... we should		

only be putting our energy and money towards the preservation at Sharks Cove. I am born and raised here and do not see any need to change and possibly harm this precious coastline. Our community has no need for a mall in regards to that matter.

Name: DAVID RIDDLE	Email: davidmriddle@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 05:16 PM

Testimony:
I have lived on the North Shore almost 60 years. the vehicle and foot traffic is out of control. Many times we want to take a drive to Haleiwa for shopping but realize that what used to be a 15 minute drive could take one hour. To add a mall with shops and restaurants would add to this already heavy, unpleasant situation. The foot traffic from the sensitive marine environment, Sharks Cove is bad enough. Adding more traffic is cause for concern. No crosswalks, inadequate lighting is a recipe for disaster. Years ago the community had a NO MALL AT SHARKS COVE rally and the result was no Mall. What are the developers thinking now ? and the answer is money !! Their profit is what is driving them to do this project not our rural North Shore community. Keep the Malls in town !!!!
Mahalo
David Riddle

Name: Barbara Kahana	Email: bkahana1@gmail.com	Zip: 96717
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 05:17 PM

Testimony:
Enough already. Already massive issues with:

Traffic.
Infrastructure, source of water? Sewage?
What's the plan / Disaster planning for evacuation of "tourists".

Name: Valerie Rands	Email: valerietrands@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 05:36 PM

Testimony:
I am a local living on the North Shore and who worked at Sharks Cove.

The center will provide and does now provide goods, food and services by local residents and provides a lot of jobs to people living on the North Shore.

Name: John Hynes	Email: valerietrands@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 05:42 PM

Testimony:
I have been a resident of the North Shore for 23+ years. I been employed at Sharks Cove for 5+ years. My work there provides for my family. The building of the center will provide goods, food and services to locals and tourists alike. The businesses in this area will provide locals access to services closer to home.

Name: Kirby Jacobs	Email: jpass909@pipebodysurf.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 05:57 PM

Testimony:
RES23-253

Please vote NO
I oppose extension

Thanks
Kirby Jacobs

Name: Eddie Jones	Email: haleiwaej@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Oct 31, 2023 @ 07:28 PM

Testimony:

REF: RESOLUTION 23-253 APPROVING AN EXTENSION TO OBTAIN DEVELOPMENT PERMITS FOR A RURAL COMMUNITY COMMERCIAL CENTER AT 59-706, 59-712, AND 59-720

RES23-253 TESTIMONY – VOTE NO – THERE IS NO GOOD CAUSE FOR EXTENSION

Aloha City Council Members,

My name is Eddie Jones and I am a resident of Haleiwa.

I am one of many people who is asking the city council to vote NO on RES23-253 or any other extensions to obtain further development permits for this property.

THERE IS NO GOOD CAUSE FOR EXTENSION

Mahalo

EJ

Name: Michael Newberry	Email: mjnnew@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Oct 31, 2023 @ 08:35 PM

Testimony:

I strongly urge our City Council to vote yes and pass the request for the permit extension at 59704 Kamehameha Hwy, Haleiwa, across the street from our Sarks Cove.

A yes / positive vote means our community will be able to continue to enjoy the beautiful environment of our North Shore as we enjoy the great food from friends and neighbors businesses.

A yes vote also means the unique boutiques at Sharks Cove will be able to continue to sale our local artist original works and local artisans jewelry, candles, bath and body products etc.

If the opposition had their way, so many friends, family and neighbors would lose their source of income and and our community would lose not just a vital economic resource for us locals, but a piece of our heart.

All the businesses are home grown and proudly ran by local families in addition, I've met the property owned mini occasions and found him to be a generally kind and good guy from a local Island grown family, he has deep Ohana for his community.

It Is my opinion that obvious a yes vote is the only vote for our community.

Thank you very much,

Michael Newberry

Name: Steven Moore	Email: stevemoore96712@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 04:01 AM

Testimony:

Hi City Council Members,

Please vote NO on the extension for this development.

I am in strong opposition to Reso. 23-253 which would allow for a third extension of the SMA Major for the Hanapohaku LLC development.

I support testimony by Denise Antolini and Maxx Philips [The Center for Biological Diversity]

Please look at the EMS center option and if City Council chooses this site, see if developer [Andrew Yani & Cully Judd Heirs] will sell property to city.

Thank you

Steven Martin

stevemoore96712@gmail.com

Name: Megan Thielst	Email: mthielst@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 04:12 AM

Testimony:

I am born and raised on the north shore and have watched how quickly the traffic and inconsiderate use of the area has sky rocketed in the past 10 years. It no longer only takes me a minute to pull out of the road my family lives on. The amount of cars seems to grow daily leading to more traffic and frustrations. A shopping mall in an already hugely congested area can only lead to more pedestrian danger.

I no longer see the amount of wild life I would see at Sharks Cove in the past. Sharks Cove is a protected wildlife habitat. The soil erosion and water pollution can be seen when snorkeling in the area. The area needs rest, not more infrastructure and people so we can protect the beautiful ecosystem in place there.

Name: Rick Davidson	Email: savehaleiwabeachpark.org@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 04:18 AM

Testimony:

Aloha Chair Council Members,

I am in Opposition to Resolution 23-253: Extending Deadline to Obtain Development Permits for a Special Management Area ("SMA") Use Permit for the Ppkea Rural Community Commercial Center on land zoned B-1 Neighborhood Business District, located at 59-706, 59-712, and 59-720 Kamehameha Highway.

The troublesome practices of the developer behind this project, Hanapohaku LLC, which has abused the guidelines for a Rural Community Commercial Center as outlined in the North Shore Sustainable Communities Plan for more than seven years, have caused significant and well documented community concern and division.

The community, therefore, as expressed in meetings and resolutions of the Sunset Beach Community Association and North Shore Neighborhood Board, prefers an alternative future for these properties and it is my understanding that Council Member Weyer is supportive of and helping to pursue those goals.

Hanapohaku LLC does not deserve an extension, and the community and this very sensitive area of the north shore deserve better.

Thank you for your attention and consideration of these comments

Aloha

Rick

Name: Michele Stewart	Email: savesharkscovecoalition@gmail.com	Zip: 96712
Representing:	Position:	Submitted:

Self	Oppose	Nov 1, 2023 @ 04:21 AM
<p>Testimony:</p> <p>Hi City Council Members,</p> <p>Please vote NO on the extension for this development.</p> <p>I am in strong opposition to Reso. 23-253 which would allow for a third extension of the SMA Major for the Hanapohaku LLC development.</p> <p>I support testimony by Denise Antolini and Maxx Philips [The Center for Biological Diversity] Please look at the EMS center option and if City Council chooses this site, see if developer [Andrew Yani & Cully Judd Heirs] will sell property to city.</p> <p>Thank you</p> <p>Michele Stewart</p>		
Name: Gina C	Email: gnaciaccio@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 06:54 AM
<p>Testimony:</p> <p>The north shore community does not need this new shopping development extension. What makes this local neighborhood thrive is the awareness and reverence of the natural environment, from its mountain to the ocean. The development would significantly disrupt the natural beauty, flow, population, and general demeanor of this north shore neighborhood in countless ways. Having lived in major cities and quiet coastal towns, it is clear to me that what makes this stretch of Kamehameha Hwy flourish is NOT having shopping developments. Please do not approve of this.</p>		
Name: Taite Leinau	Email: taiteleinau@icloud.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 07:39 AM
<p>Testimony:</p> <p>I oppose the request for an extension of the SMA Major for the Hanapohaku development.</p>		
Name: Jacqueline Leinau	Email: JACQUE.LEINAU@GMAIL.COM	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 07:50 AM
<p>Testimony:</p> <p>I write in strong opposition to the request by Hanapohaku LLC for a third extension of the 2018 SMA Major permit. Mahalo for your consideration.</p>		
Name: Joshua Leinau	Email: josh.leinau@gmail.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 07:54 AM
<p>Testimony:</p> <p>I OPPOSE AN EXTENSION REQUESTED BY HANAPOHAKU LLC, TO OBTAIN DEVELOPMENT PERMITS FOR A RURAL COMMUNITY COMMERCIAL CENTER AT 59-706, 59-712, AND 59-720 KAMEHAMEHA HIGHWAY</p>		
Name: Alexander Conti	Email: 37alexc@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Nov 1, 2023 @ 08:30 AM

Testimony:

I am a resident of the North Shore and enjoy Sharks Cove. I feel it's a corner stone in our community and look forward to the needed upgrades which I believe will greatly help the community, and minimize traffic so locals will have a place to go and not have to endure the traffic to Haleiwa Wahiawa or mililani. I believe in keeping the country country but we have a collective responsibility to maintain and even update what we have so it doesn't fall into decaying disrepair. I have many local friends that work at Sharks Cove, and many friends that are able to sell their goods and make a living because of the partnership Sharks Cove has with the community. I believe the committee should vote yes, on this proposition I believe this is the best for our community

Sincerely,

Alex

something like that

But in your own words, you can't just copy and paste it's got a kind of unique pick out a few of the points. You don't have to use them all you get the jest of the idea it's important that you're a local that locals work there and drive their income and feed their families there and locals. Enjoy Sharks Cove and want it to move forward.

Name: Kurt Fevella	Email: senfevella@capitol.hawaii.gov	Zip: 96706
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 08:31 AM

Name: Wendy Tsue	Email: wendytsue@yahoo.com	Zip: 96712
Representing: Self	Position: Oppose	Submitted: Nov 1, 2023 @ 09:16 AM

Testimony:

Wrong project for the community.

Name: James Miller	Email: jamesmiller@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Nov 1, 2023 @ 09:32 AM

Testimony:

I support the extension because I believe it will benefit the community.

Name: Tate Marlowe	Email: tatemarlow@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Nov 1, 2023 @ 09:34 AM

Testimony:

I support the extension because I believe it will benefit the community.

Name: Sam Scott	Email: smascott@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Nov 1, 2023 @ 09:36 AM

Testimony:

I support the extension because I believe it will benefit the community.

Name: Chaz Akinaka	Email: chazwatanabe@gmail.com	Zip: 96762
Representing:	Position:	Submitted:

Self	Support	Nov 1, 2023 @ 09:36 AM
Testimony: I support the extension because I believe it will benefit the community.		
Name: Ryan Smee	Email: rsmee1@gmail.com	Zip: 96796
Representing: Self	Position: Support	Submitted: Nov 1, 2023 @ 09:47 AM
Testimony: Aloha, I believe the extension permits of this property should be granted. This is one of the only places to get food on the N Shore after leaving Haleiwa town until you get to Kahuku. As a resident of this N shore we often frequent these establishments after beach or surf outings. One reason is the traffic can back up all the way to Waimea at times and so waiting for an hour plus with a 2, 6, 8 year old is not an option. Not approving these permits would be a terrible mistake in my opinion and severely hurt the residents of the n shore. Mahalo.		

Honolulu City Council Zoning Committee Meeting
October 18, 2021 9:00 AM.
RES23-253— APPROVING AN EXTENSION TO OBTAIN DEVELOPMENT PERMITS
Hanapohaku, Sharks Cove, North Shore Oahu

Aloha City Council Members

As a long-time resident of the North Shore, I want to **implore you to vote No** on any extensions to obtain further development permits.

In the 1970's the zoning on this property was changed to business. That was a huge mistake then and most likely would not happen today—in that the property is located literally feet from a marine life sanctuary and conservation district.

The current owner, Hanapohaku LLC, **does not deserve another extension.**

For the last 2.5 years they have essentially ignored land use regulations and the Mutual Settlement Agreement, which they signed in January, 2021, by **operating and expanding their tourist destination.** The impact to the environment, road traffic, and parking has been significant.

The development company is proposing to build the largest-ever commercial “Rare North Shore Oahu Retail and destination center” on the North Shore—30,000 square feet—designed to attract and profit from tourism even though the site is **zoned for uses that primarily serve the surrounding community.**

Council Member Matt Weyer honorably represents our district and I strongly support his position **in opposition to this extension.** I hope you will too.

Matt's office and the broader community are also pursuing an alternative future for this property. You may contact him for details.

Thank you for your attention and consideration to this very important community issue and the sensitive marine environment.

Phil Mislinski
phil@pmimage.com
712-292-6774

Sunday October 29, 2023

Todd Sells

67-345 Kaiea Place Waialua HI 96791

RE: RES23-253

Aloha City Council Members

As a 30-year resident of the North Shore, I want to implore you to **vote No** on any extensions to obtain further development permits.

In the 1970's the zoning on this property was changed to business. That was a huge mistake then and most likely would not happen today—in that the property is located literally feet from a marine life sanctuary and conservation district.

We are all smarter today about protecting our environment for future generations, and how a short-sighted decision can negatively affect that future.

Please take this opportunity to correct a wrong that was done in the past.

The current owner, Hanapohaku LLC, does not deserve another extension.

For at least 2 1/2 years they have made a mockery of our land use regulations and especially the Mutual Settlement Agreement, which they signed in January, 2021, by operating a tourist destination.

The development company is proposing to build the largest-ever commercial “Rare North Shore Oahu Retail and destination center” on the North Shore—30,000 square feet—designed to attract and profit from tourism even though the site is zoned for uses that primarily serve the surrounding community.

Council Member Matt Weyer honorably represents our district and I strongly support his position in opposition to this extension. I hope you will too.

Matt’s office and the broader community are also pursuing an alternative future for this property. You may contact him for details.

Thank you for your attention and consideration to this very important community issue and the sensitive marine environment.

Sincerely,

Todd Sells



CountryTalkStory.com
Promoting Good & Just Governance

TESTIMONY - OPPOSE

Resolution 23-253, CD1

Amending Resolution 18-245, CD1, FD1, as amended by Resolution 21-115, CD1, to further extend the deadline to obtain a development permit for a rural community commercial center and associated improvements in Pūpūkea, O'ahu.

(Applicant: Hanapohaku, LLC)

Aloha Chair Waters, Vice-Chair Esther Kia'aina, Matt Weyer (District 2) and Honolulu city council members:

This issue has been lingering for a very long time. Concerned citizens have also been involved with former City Council members as well as past Planning and Permitting (DPP) Directors including Kathy Sokogawa and Dean Uchida.

There are very influential and affluent principals involved who are pushing the envelope. We understand that's what developers and those with significant self Interest will do. That's their prerogative.

But the City and County needs to be informed of its own regulations and enforce FAIRLY and CONSISTENTLY across the board towards all aspiring interests. The City's kuleana is to advocate for ALL, especially for the most affected residents who will bear the brunt of the impacts.

Various local residents have shared their testimonies relating to this issue and the process, existing regulations, and history of individuals involved. Particularly, consider the written testimony of emeritus law professor and community advocate, Denise Antolini who has been involved from Day 1. Her advocacy for existing laws, rules and regulations, ordinances is important.

We totally understand that living in Hawaii is very expensive. Most people are working 2-3 jobs trying to meet ends meet. We try to hustle and try to find means to support ourselves and our families. However, this issue is NOT about being anti-jobs or understanding business opportunities

This issue is about WHETHER the Honolulu Mayor, including the DPP and the Honolulu City Council understand and know its own rules and regulations and laws and feels obligated to respect, follow and enforce them.

At this point, the city's lack of informed leadership, and clarity in implementing these regulations is creating too much confusion and thus pitting neighbors against neighbors. **Study the Oahu General Plan and the North Shore Sustainable Plan.**

At issue is the meaning and intent of the **B-1 Zoning Designation**. B-1 is for "Neighborhood" Business. The intent is to primarily serve the neighborhood residents. The environment, local infrastructure and conditions must be made an integral part of this decision-making as well.

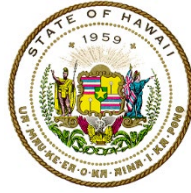
https://www.honolulu.gov/rep/site/dpp/dpp_docs/land-use-ordinance.pdf

Those who do not wish to respect these existing shared community values have the opportunity to seek Zone Change first and go through the process.

Sec. 21-3.10 Zoning district classifications and map designations.
To carry out the purposes and provisions of this chapter, the following zoning districts are established:

Title	Map Designation
<u>Preservation</u>	
Restricted	P-1
Military and federal	F-1
General	P-2
<u>Agricultural</u>	
Restricted	AG-1
General	AG-2
<u>Country</u>	C
<u>Residential</u>	
	R-20
	R-10
	R-7.5
	R-5
	R-3.5
<u>Apartment</u>	
Low-density	A-1
Medium-density	A-2
High-density	A-3
<u>Apartment Mixed Use</u>	
Low-density	AMX-1
Medium-density	AMX-2
High-density	AMX-3
<u>Resort</u>	Resort
<u>Business</u>	
Neighborhood	B-1
Community	B-2
<u>Business Mixed Use</u>	
Community	BMX-3
Central	BMX-4
<u>Industrial</u>	
Limited	I-1
Intensive	I-2
Waterfront	I-3
<u>Industrial-Commercial Mixed Use</u>	IMX-1
<i>(Added by Ord. 99-12)</i>	

Best wishes,
Choon James 808 293 8888
ChoonJamesHawaii@gmail.com



The Senate
Ka 'Aha Kenekoa

STATE CAPITOL
HONOLULU, HAWAII 96813

October 24, 2023

The Honorable Tommy Waters, Chair
and Members of the Honolulu City Council
530 South King Street, City Council Chamber
Honolulu, Hawaii 96813

Aloha Chair Waters and Council Members,

Subject: Resolution 23-253 Relating to a Development Permit in Pūpūkea, O'ahu

I am writing to oppose Resolution 23-253 Relating to a Development Permit in Pūpūkea, O'ahu as introduced by request through Council Member Esther Kia'āina. As written, the current development plans do not benefit the community, and is slated to include a mall geared to attract tourists instead of much needed community facilities such as medical facilities and a bank. The proposed development lot currently sits across from Sharks Cove, a well-established tourist destination that already causes traffic congestion in the surrounding community.

Passing the resolution out of the Council and granting the developer their third extension on the project would show the community that their needs are not being prioritized. Many Hawaii Residents are aware of the traffic heading to and from the North Shore through Kamehameha Highway, and these frustrations are ten-fold for our Ohana who live in those communities. Instead of another tourist destination, I believe the community would be better served by developing community facilities nearby. However, if the current extension is passed as is, it would have a detrimental effect to the community as it is a large development that would attract too many tourists, therefore also increasing traffic.

I urge all members of the Honolulu City Council to stand in opposition of Resolution 23-253, and oppose the permit extension. By doing so, we can ensure that the needs of our Ohana on the North Shore are prioritized and their voices are heard. Thank you for this opportunity to share this testimony for the Honolulu City Council's consideration.

Sincerely,

Senator Kurt Fevella
State of Hawai'i, District 20

State Capitol, Room 231
415 S. Beretania Street
Honolulu, Hawai'i 96813
Phone: (808) 586-6360
Fax: (808) 586-6361
senfevella@capitol.hawaii.gov



10.30.23

In Opposition to Reso. 23-253, Council Meeting November 1, 2023

Aloha Chair Waters and Members of the Council:

Mālama Pūpūkea-Waimea (MPW) is a Hawai'i non-profit organization founded on the North Shore of O'ahu in 2005. Our mission is "working to replenish and sustain the natural and cultural resources of the Pūpūkea and Waimea ahupua'a for present and future generations through active community stewardship, education, and partnerships." For almost twenty years, we have focused our stewardship, education, and partnership efforts on the Pūpūkea Marine Life Conservation District (MLCD) (one of only three MLCDs on O'ahu).

MPW **opposes** the request for a *third* extension of the SMA Major for the Hanapohaku development.

Mālama Pūpūkea-Waimea
Post Office Box 188
Hale'iwa, HI 96712

Board of Directors

Denise Antolini
Keelan Barcina
Sydney Covell
Olan Leimomi Fisher
Bob Leinau
Jacqueline Leinau

Advisory Council

Athline Clark
Dr. Anne Chung
Dr. Alan Friedlander
Dr. Debbie Gowensmith
Maxx E. Phillips, Esq.
Bill Quinlan
Palakiko Yagodich

Staff

Jenny Yagodich,
Director of Educational
Programs & Community
Outreach

Federal Nonprofit Organization
501(c)(3) FEIN 27-0855937

1. The Project has not shown that it will mitigate or eliminate **pollutants** flowing into the MLCD. The State Department of Health (DOH) has informed the developer in June 2023 that it should redesign its wastewater treatment system to comply with the Clean Water Act (see attached letters from CBD and DOH). This serious change in the project design is not addressed anywhere in the extension request or the DPP Report. **This should have been already addressed by the developer and DPP. If any extension is granted, a new condition should be imposed that requires compliance with the DOH recommendation for a redesigned wastewater system.**

2. The Project will dramatically increase the number of tourists and users of the MLCD, which is already at or over capacity. Most of the retail businesses that are operating on the site now – and proposed for the development – are exploiting the public resource of the MLCD for profit, creating undue burden on City Parks, the State DLNR, and community groups like MPW. Council should enforce the **tenant mix** requirement – **with independent verification** to ensure compliance with **B-1 zoning**.

Please deny the extension request and, if granted, add these key **conditions now**.

Mahalo,
/s/
MPW Board of Directors

Attachments: CBD Letter, DOH Letter



Sent by Email and Certified Mail

May 5, 2023

Director Dawn Takeuchi Apuna
City and County of Honolulu
Department of Planning and Permitting
650 South King Street
Honolulu, HI 96813
d.takeuchiapuna@honolulu.gov

Dana M.O. Viola
Corporation Counsel
City and County of Honolulu
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dviola@honolulu.gov

Director Kenneth S. Fink, MD, MGA, MPH
Hawai'i Department of Health
Kinau Hale
1250 Punchbowl Street
Honolulu, HI 96813
Kenneth.Fink@DOH.Hawaii.gov

U.S. Environmental Protection Agency
Pacific Southwest, Region 9
Pacific Islands Office
300 Ala Moana Blvd., Room 5124
Honolulu, HI 96850
kozelka.peter@epa.gov

Re: Pūpūkea Rural Community Commercial Center - NPDES Permit Required for Proposed Commercial Wastewater System

Aloha Director Apuna, Director Fink, and Counsel Viola:

We are concerned about the potential water resources impact of the proposed Pūpūkea Rural Community Commercial Center (“commercial development” or “Project”) to nearshore waters, specifically the Pūpūkea Marine Life Conservation District.

The proposed 10,533 gpd wastewater system for this 30,000 sf commercial development is required to obtain a National Pollutant Discharge Elimination System (“NPDES”) permit under the federal Clean Water Act (“CWA”) from the U.S. Environmental Protection Agency (“EPA”) based on the factors articulated by the United States Supreme Court in the County of Maui v. Hawaii Wildlife Fund, 140 S. Ct. 1462 (2020) (“HWF”) decision.

We request that the City and County of Honolulu Department of Planning and Permitting (“DPP”) reject the proposed commercial development’s pending building and site development permits (TMKs 5-9-011:068, :069, :070¹) because they are based on a flawed wastewater system

¹ Inexplicitly, the DPP building permit website indicates that under “sewage” there is no disposal type and no disposal method, which appears to be a glaring error that likely impacted DOH and DPP review.

under HWF. Until the proposed commercial development complies with the CWA, DPP must not approve these building and site development permits. We also request that DPP work with the Hawai‘i Department of Health (“DOH”) and EPA to ensure compliance under the CWA for this proposed commercial development.

The Center for Biological Diversity is a non-profit 501(c)(3) membership corporation dedicated to the protection of native, threatened, and endangered species and the habitats they depend upon to survive. Through science, policy, and environmental law, the Center for Biological Diversity is actively involved in species and habitat protection issues throughout Hawai‘i. The Center for Biological Diversity has more than 87,000 members throughout the United States, including Hawai‘i, with a direct interest in conserving fragile and impacted marine protected areas. The Center for Biological Diversity’s members and staff have researched, studied, observed, and sought protection for the Pūpūkea Marine Life Conservation District and the myriad of endangered, threatened, and native species that call it home.

The proposed commercial development involves four parcels of real property on the North Shore of O‘ahu mauka of Pūpūkea Beach Park in the area known as Kapo‘o/Sharks Cove. This commercial development is slated to be approximately 30,000 square feet of building area, with a large parking lot, landscaping, and infrastructure to support this massive development. If completed, this will be the largest commercial development on the North Shore of O‘ahu.

In July 2018, a Final Environmental Impact Statement (“EIS”) was accepted by DPP under ROH Chapter 25.² In November 2019, the Honolulu City Council granted a major Special Management Area Permit (“SMA”) for the Project.

The relevant facts regarding water resources, wastewater systems, and potential pollution of the Sharks Cove area of Pūpūkea Marine Life Conservation District discussed in the EIS are based on two studies commissioned in 2018 by the developer: one by consultant Tom Nance focused on terrestrial water resources and contamination (FEIS, Appendix B) and the other by Steve Dollar (Marine Resources Consulting) focused on marine impacts (FEIS, Appendix C). The developer’s own studies clearly demonstrate that under HWF, this proposed commercial development must obtain an NPDES permit.

1. Water Studies

According to the Nance Study, potable water to the area is supplied to the current tenants (three retail, one office/commissary, and five food truck operators) on the site by the Honolulu Board of Water Supply (“BWS”) through a 16-inch main pipe in Kamehameha Highway. Water usage is about 2500 gallons per day (“GPD”) and, based on BWS guidelines, could double or more than triple, to average around 8160 GPD once the Project is developed.

² https://files.hawaii.gov/dbedt/erp/Other_TEN_Publications/2018-07-23-OA-Chapter-25-FEIS-Pupukea-Rural-Community-Commercial-Center.pdf

No municipal or other wastewater collection system serves the area. The commercial development proposes to install an aerobic treatment unit (“ATU”) that has absorption beds of 27,000 square feet under the parking lot providing 100 percent back-up capacity. The wastewater report prepared by Envinit, echoed in the Group 70 Preliminary Engineering Report, estimates a wastewater flowrate of “10,533 GPD, about 30 percent greater than the 8160 GPD of projected water use.” Nance asserts that this rate is used as a basis for sizing infrastructure but is likely greater than what will actually occur. For his report, Nance uses the estimate of 8160 GPD minus the amount used for landscape irrigation. Three ATUs on TMK 5-9-011:068 with capacities of 800 gallons/ATU (for a total of 2,400 gallons) will be removed when the Project is developed.

Groundwater occurrence in the area is a thin basal lens inland from the coastline for approximately 1.5 miles. Water levels are about two feet above mean sea level for up to 2,000 feet inland and rise to about 3.7 feet above sea level 6,500 to 7,000 feet from shoreline.

In an effort to “characterize groundwater conditions directly beneath the project site” for the EIS studies, two 100-foot monitoring wells were drilled on the site. The B-1 well is located at the mauka end of the site at a 45-foot elevation, and the B-7 well is located closer to the makai end at a 37-foot elevation. At the well sites, the stratigraphy up to 100-feet is silty clay, weathered and unweathered basalt lava flows, clinker, coral, coralline sand, and gravel. At both of the well sites, the groundwater is within the basalts. The salinities at both well sites are slightly brackish for the first 30 feet into the groundwater. There is a sharp increase in the salinity of the groundwater in B-1 at about 44 feet into the groundwater and in B-7 at about 52 feet into the groundwater. These measurements were taken three times on January 6, April 11, and May 24, 2017 and “[a]ll three sets are very consistent with each other.” The permeability of the volcanic rock in which the groundwater resides is high.

The Nance Report notes two other important points regarding the monitoring well water level response to the fluctuation of oceanic tides. At each of the well sites, Nance detected a strong tidal response, with amplitudes on the order of “one third to one half of the ocean’s tidal amplitude.” The water level in B-1 is consistently 0.115 + 0.032 feet higher than in B-7. This is equivalent to a gradient toward the shoreline of about 2.9 feet per mile. The “relatively steep gradient is indicative of a rapid thinning basal lens as it nears its shoreline discharge.”

Additionally, water quality samples were taken from the wells and analyzed for nitrogen, phosphorus, silica, and salinity levels as a benchmark for potential changes in water quality from the proposed project. The Nance Report notes that the higher nitrogen and phosphorus levels in the downgradient B-7 well in comparison to the B-1 well reflect the input by present activities on the site. The basal lens noted above discharges and mixes with ocean water at the shoreline. To identify the freshwater discharge and mixing with ocean water, samples were collected by Dollar along five transects along the shoreline above Pūpūkea Beach and Sharks Cove. The Dollar Report shows clear nitrogen enrichment at Transects 1 and 2, as well as in the B-7 well, as the groundwater moves across the project site.

2. Potential Pollution Impacts from the Project

The Nance Report notes several ways in which the Project has the potential to impact groundwater, surface water, and nearshore marine waters. The additional consumption of drinking water and the additional generation of wastewater treated and disposed of onsite are pertinent to the NPDES permit analysis.

The Nance Report notes a potential increase in the total use of potable drinking water on the project site from about 4,700 GPD to 11,200 GPD. Currently, the wastewater system on TMK 5-9-011:068 is a 320-gallon grease interceptor tank, three ATUs of “nominal 800 GPD capacity,” and a 164-square-foot leach field for absorption. This system would be replaced by: “grease interceptor tanks; pre-loader tanks; an aeration tank; [a] stand-alone chemical basins; a sequence batch reactor tank system (or other) to produce secondary quality effluent; and 27,000 square feet of absorption bed area for disposal.” The actual wastewater production is estimated to be 7,320 GPD as a year-round average. This is an increase of about 6,920 GPD from current levels.

The estimated nutrient removal by the new ATUs will be 50 percent for nitrogen and 25 percent for phosphorus (resulting in 30 and 9.0 mg/l respectively). Further nutrient removal could be 80 percent for nitrogen and 90 percent for phosphorus as the wastewater percolates through the vadose zone, mixes with groundwater, and discharges into the marine environment. This removal could result in a remaining discharge of 6.0 for nitrogen and 0.90 mg/l for phosphorus, equating to .035 pounds per day of nitrogen and .051 pounds per day of phosphorus.

Nance estimates that contaminants will impact at least 760 feet of shoreline groundwater “discharge[e].” The groundwater flow in that area is estimated at 790,000 GPD. According to the developer’s own studies, the Project’s net increase of 6,920 GPD of treated wastewater over current levels would result in about 8.16 pounds per day of nitrogen and 0.73 pounds per day of phosphorus discharging into the marine environment along Pūpūkea Beach and Kapo‘o/Sharks Cove.

3. Factors Requiring an NPDES Permit

Environmental organizations brought an action against the County of Maui alleging that the county was violating the CWA by discharging effluent into four injection wells located about half a mile away from the coastline without the proper NPDES permit.³ On certiorari, the United States Supreme Court held that the CWA requires a permit when there is “a direct discharge of pollutants from a point source or when there is the functional equivalent of a direct discharge.”⁴ The case was remanded to the U.S. District Court for the District of Hawai‘i, Judge Susan Mollway, who applied the HWF factors determining the County needed an NPDES permit. The County did not appeal that decision and the caselaw was final as of November 2021.

³ Cnty. of Maui v. Hawaii Wildlife Fund, 140 S. Ct. 1462, 1462 (2020).

⁴ Id.

In HWE, the U.S. Supreme Court decided that to establish a “functional equivalent of a direct discharge” that would trigger an NPDES requirement, EPA must use a balancing of factors. At the outset of the case, the Court was careful to note that the legislative purpose of the CWA is to “restore and maintain the . . . integrity of the Nation’s waters.”⁵ The Act expressly forbids adding pollutants from a “point source” to any navigable waters of the U.S. without an NPDES permit from the EPA.⁶

The balancing factors explicitly adopted by the Court are: 1) transit time, 2) distance traveled, 3) the nature of the material through which the pollutant travels, 4) the extent to which the pollutant is diluted or chemically changed as it travels, 5) the amount of pollutant entering the navigable waters relative to the amount of the pollutant that leaves the point source, 6) the manner by or area in which the pollutant enters the navigable waters, and 7) the degree to which the pollution (at that point) has maintained its specific identity.⁷ The Court noted that this is not an exhaustive list and there may be other “potentially relevant factors.”⁸

The Court gave further guidance on the balancing factors by stating that it is “obvious” that time and distance are important, even going so far to say that most likely these two factors are the most important in most cases.⁹ The spectrum of distance mentioned by the Court on the low-end is just a few feet while the high-end is 50 miles.¹⁰

In her July 26, 2021 decision on remand, in an attempt to apply and refine the factors set out by the U.S. Supreme Court, District Court Judge Mollway began by noting that the Court determined that “a person wishing to discharge any pollution into navigable waters [must] first obtain [the] EPA’s permission to do so.”¹¹ Put another way, an entity that discharges any pollutant from a point source into the navigable waters of the U.S. must first obtain a NPDES permit from the EPA.¹²

The Supreme Court in HWE stated that other factors may be relevant to the balancing test beyond the seven that the Court described, and left the identification of these additional factors up to the district courts.¹³ Judge Mollway recognized three additional, relevant factors in her decision: 1) system design and performance, 2) volume of wastewater reaching navigable waters, and 3) impacts on the ecosystem.¹⁴

⁵ Id. at 1468.

⁶ Id.

⁷ Id. at 1476.

⁸ Id.

⁹ Id. at 1477.

¹⁰ Id. at 1476.

¹¹ Hawaii Wildlife Fund v. County of Maui, No. 12-00198 SOM/KJM, 2021 WL 3160428, at 9 (D. Haw. July 26, 2021).

¹² Id.

¹³ County of Maui, 140 S. Ct. at 1476.

¹⁴ Hawaii Wildlife Fund, 2021 WL 3160428 at 12.

Judge Mollway engaged in a “balancing of the factors” and determined that, when all of the factors were taken into consideration, they weighed in favor of requiring Maui County to obtain a NPDES permit.¹⁵ First, the District Court echoed the Supreme Court in finding the most important factors to consider in the Maui case were the “transit time” and “distance traveled.”¹⁶ Both of these factors weighed in favor of requiring a permit.¹⁷ The wastewater from the point source mixed with groundwater and flowed “relatively quickly” and a “short distance” to the ocean.¹⁸

4. Conclusion

When the data presented by the developer’s own experts in the FEIS – the Nance Report and the Dollar Report – are applied to the factors articulated by the U.S. Supreme Court and Judge Mollway in the decisions cited above, it is clear that the proposed commercial development must obtain an NPDES permit.

When considering the two most important factors, time and distance, there is no doubt that this Project requires an NPDES permit. Judge Mollway determined that “one-half-mile or less,” even with diffuse flow, would be considered a relatively short distance.¹⁹ The Project boundary is just across Kamehameha Highway -- about 200 feet -- from the beach and shoreline of Kapo‘o/Sharks Cove, well within one-half-mile, and would be considered a short distance. The transit time would also be far less than in the HWF case. Considering the highly permeable volcanic rock, as well as the drastic thinning of the basal lens from the mauka side of the property to the makai side, the evidence of a brackish water (at about 50 feet) and documented tidal influence under the site, the short distance and time traveled factors require an NPDES permit.

The other HWF factors also weigh in favor of an NPDES permit for this commercial development. In particular, the nature of and impacts on the ecosystem. The Pūpūkea Marine Life Conservation District is designated Class AA waters and is an extremely ecologically sensitive area. It encompasses over 80 species of marine life as well as endangered Hawaiian monk seal critical habitat and Hawaiian humpback whale sanctuary waters. The wastewater discharge from the Project could have a substantial impact on this protected ecosystem and potentially the human health of recreational users. Increased nitrogen and phosphorus levels in the marine environment will have a negative impact on marine species. The pathway for pathogenic pollution is also a significant concern.

The factors indicated above show that this Project’s wastewater system and impacts now fall into the category of sources of pollution and discharge that will require an NPDES permit under HWF. This is not a residential project nor small in scale; additionally, it is located directly across from a particularly sensitive marine area.

¹⁵ Id. at 18.

¹⁶ Id.

¹⁷ Id.

¹⁸ Id.

¹⁹ Hawaii Wildlife Fund, 2021 WL 3160428 at 13-14.

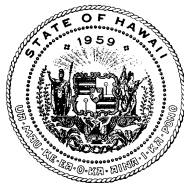
For the reasons listed above and more, it is imperative that this proposed commercial development obtain a NPDES permit. Additionally, it is our view that this will require a Supplemental EIS. Building and site development permits must not be issued unless and until the Project is in full compliance with the law.

Mahalo for your consideration. Please let us know if you have any questions.

Sincerely,



Maxx Phillips
Hawai'i Director and Staff Attorney
Center for Biological Diversity
1188 Bishop Street, Suite 2001
Honolulu, Hawai'i 96813
mphillips@biologicaldiveristy.org



STATE OF HAWAII
DEPARTMENT OF HEALTH
KA 'OIHANA OLAKINO
P. O. BOX 3378
HONOLULU, HI 96801-3378

In reply, please refer to:
File:

06025PDCL.23

June 28, 2023

Via e-mail andrew@hanapohakullc.com only

Mr. Andrew Yani
Hanapohaku LLC
4479 Kolohala Street
Honolulu, Hawaii 96816

Dear Mr. Yani:

**Subject: Pupukea Rural Community Commercial Center
Potential NPDES Permit for Proposed Commercial Wastewater System**

The Department of Health (DOH) received the enclosed letter, dated May 5, 2023, from the Center for Biological Diversity regarding the subject referenced above. The letter raises concerns regarding the proposed wastewater disposal system and its potential discharge through groundwater to the nearby Pupukea Marine Life Conservation District (Marine Conservation District). It cites factors articulated by the United States Supreme Court in the 2020 County of Maui v. Hawaii Wildlife Fund decision.

The DOH is authorized by the U.S. Environmental Protection Agency (EPA) to administer the National Pollutant Discharge Elimination System (NPDES) permitting program in the State of Hawaii. With this comes the responsibility of determining the discharge of pollutants from any point source to State waters.

The Marine Conservation District fronting the subject property is classified in Hawaii Administrative Rules (HAR) Chapter 11-54, Section 11-54-6(2)(A)(ii) as a Class AA Marine Water. HAR Section 11-54-3(c)(1) states, "It is the objective of class AA waters that these waters remain in their natural pristine state as nearly as possible with an absolute minimum of pollution or alteration of water quality from any human-caused source or actions."

The DOH does not have sufficient data and evidence at this time to conclusively determine whether an NPDES permit is required for your proposed wastewater disposal system. However, please be advised that if it is determined that the subject activity is functionally discharging wastewater into the Marine Conservation District, an NPDES permit will be required.

Mr. Andrew Yani
June 28, 2023
Page 2

06025PDCL.23

The DOH strongly suggests that at this time, while construction has not yet commenced, you consider installing a wastewater disposal system that would not discharge to a State water either directly or indirectly as defined in the Supreme Court's ruling. The DOH also highly encourages reuse of treated wastewater rather than disposal, whenever possible.

The DOH, Clean Water Branch (CWB) is currently working on administrative procedures for subsurface discharges into State waters in light of the Supreme Court decision referenced above. When DOH determines the designating criteria for a functional equivalent of a direct discharge, affected facilities will be notified that NPDES permit coverage is required.

Please also be aware that if the proposed project will disturb one (1) acre or more of total land area, NPDES permit coverage for discharges of storm water associated with construction activities is required. If the proposed project will require discharges of hydrotesting water or construction activity dewatering, NPDES permit coverage is required for these discharges as well.

If you have any questions, please contact Mr. Darryl Lum, Acting CWB Chief, at (808) 586-4309.

Sincerely,



for

JOANNA L. SETO, P.E., CHIEF
Environmental Management Division

SS:ki

Enclosure: Center for Biological Diversity Letter, dated May 5, 2023

- c: Mr. Maxx Phillips, Center for Biological Diversity (w/o encl.)
[via email mphillips@biologicaldiversity.org only]
- Ms. Dawn Takeuchi Apuna, Department of Planning and Permitting, City and County of Honolulu (w/o encl.) [via email d.takeuchiapuna@honolulu.gov only]
- Ms. Dana Viola, Corporation Counsel, City and County of Honolulu (w/o encl.)
[via email dviola@honolulu.gov only]
- Dr. Kenneth Fink, DOH (w/o encl.) [via email Kenneth.fink@doh.hawaii.gov only]
- Mr. Peter Kozelka, Region 9, U.S. EPA (w/o encl.)
[via email Kozelka.peter@epa.gov only]
- Mr. Gaudencio Lopez, Safe Drinking Water Branch, DOH (w/encl.)
[via email gaudencio.lopez@doh.hawaii.gov only]
- Ms. Sina Pruder, Wastewater Branch, DOH (w/encl.)
[via email sina.pruder@doh.hawaii.gov only]

Denise Antolini
59-463 Alapio Road
Pūpūkea, HI 96712

In Opposition to Reso. 23-253, City Council Meeting November 1, 2023

Aloha Chair Waters and Members of the Council:

I write in **strong opposition** to the request by Hanapohaku LLC for a *third* extension of the 2018 SMA Major permit. The Council should reject the extension because **neither the applicant nor DPP has shown “good cause”** for the extension based on either of the supposed BWS or the HDOT “delays.”

Condition M of the SMA shows a clear intent for a 2-year period before the SMA permit is “null and void,” yet we are in *year 5* of this permit. Condition M has a framework to **conservatively grant extensions**, and places the **clear burden on the applicant** to “demonstrate good cause,” even including a default **denial** provision if the Council fails to act:

- M. The Applicants shall obtain a development permit for the Project within two years after the effective date of this SMA Use Permit. Failure to obtain a development permit within this period will render this SMA Use Permit null and void, provided that this period may be extended as follows: the DPP Director may extend this period if the Applicants demonstrate good cause, but the period cannot be extended beyond one year from the initial deadline set by the City Council.

If the Applicants demonstrate good cause for an extension exceeding one year, the Director shall prepare and submit to the Council a report on the proposed extension, which report must include the Director's findings and recommendations thereon. The Council may approve the proposed extension or an extension for a shorter or longer period, or deny the proposed extension, by adoption of a committee report or resolution. If the Council fails to take final action on the proposed extension within the first to occur of: (1) 60 days after receipt of the Director's report; or, (2) the Applicants' then-existing deadline for obtaining a development permit, the extension is deemed to be denied.

Thus the Council should be **very strict** in reviewing this extension request. Here, the developer has not met its burden to show “good cause” and DPP has failed to adequately scrutinize the request, instead rubber-stamping the supposed justifications and abdicating its responsibility to ensure the zoning laws are followed.

1. BWS Interactions

BWS external corrosion control requirements were known to Hanapohaku and its consultant G70 way **back in July 2021 – more than two years ago** – the BWS memo (below) clearly states the new standards are “effective immediately.” The developer’s justification and timeline provided does not add up. If, as it appears, there was lack of diligence by the development or its planners to meet BWS standards, this is *not* justification for an extension. Please see the testimony of John Thielst regarding the relatively quick turnaround in the industry for meeting these standards. It does not take two years.

BOARD OF WATER SUPPLY

CITY AND COUNTY OF HONOLULU
530 SOUTH BERETANIA STREET
HONOLULU, HI 96843
www.boardofwatersupply.com



July 28, 2021

RICK BLANGIARDI, MAYOR


BRYAN P. ANDAYA, Chair
KAPUA SPROAT, Vice Chair
RAY C. SOON
MAX J. SWORD
NA'ALEHU ANTHONY

JADE T. BUTAY, Ex-Officio
ROGER BABCOCK, Jr., Ex-Officio

ERNEST Y. W. LAU, P.E.
Manager and Chief Engineer

ELLEN E. KITAMURA, P.E.
Deputy Manager and Chief Engineer

TO: WHOM IT MAY CONCERN

FROM: ERNEST Y. W. LAU, P.E., MANAGER AND CHIEF ENGINEER
BOARD OF WATER SUPPLY 

SUBJECT: 2021 UPDATE OF THE WATER SYSTEM EXTERNAL CORROSION
CONTROL STANDARDS

Effective immediately Oahu Only, the Water System External Corrosion Control Standards, dated 1991 shall be replaced with the update Water System External Corrosion Control Standards, dated 2021. All construction plans received by the Board of Water Supply shall comply with the updated Standards.

An electronic copy of the updated Standards is available on our website at boardofwatersupply.com/wss.

If you have any questions, please contact Michael Domion, Support Branch Head, Capital Projects Division, at (808) 748-5740 or mdomion@hbws.org.

2. HDOT Interactions

The developer has presented a timeline to DPP and Council stating that HDOT completed its review in **June 2023**. Even accepting this as true, it means that the applicant has had **six months since that review concluded** to take necessary action regarding its SMA permit yet it did not apply for an extension until October – why the delay? On its face, no justification is provided for the developer's delay and request for additional time. DPP also omits any explanation of why more time is needed.

Moreover, if this Council and the community are expected to give credence to the timeline and legerdemain of Hanapohaku regarding the HDOT interactions, **then the developer should produce to Council and the community all of the HDOT and Hanapohaku studies, documents, and correspondence that are referenced in the timeline to allow for verification before an extension is granted.**

Please note that under the Settlement Agreement, HP is obligation to keep the plaintiffs updated on its permitting: *"Para 4. Information Sharing. Developer agrees to post accurate information, updated at least monthly, on its website regarding any updates to **all aspects of its permitting and compliance process, including penalties assessed and fines paid, and anticipated tenant mix.**"*

Yet, contrary to the agreement, HP has **not posted or provided** any of this information about HDOT (among other omissions) on its web site or in any of its monthly compliance reports. This is a **huge factual void** that wholly undercuts the request for an extension.

If Council grants any extension, it **should add a condition that the extension will be null and void if Hanapohaku has misrepresented any of the “extension” facts to the Council and the community. Verification is essential given the track record of this development** and the broken trust.

3. Substantial lack of progress to comply with B-1 zoning

Zoning non-compliance. DPP suggests, without support and by ignoring the elephant in the room (B-1 zoning requirements and the NSSCP), that the applicant has made satisfactory progress on its development.

The site is located on **B-1** zoned parcels directly across Kamehameha Highway from the **Pūpūkea Marine Life Conservation District**, near Kapo‘o/Sharks Cove, a sensitive coastal/marine area, which is precisely the type of area intended to be protected by the Special Management Area (SMA) ordinance.

This project deserves **heightened scrutiny** at every step of the zoning and permitting process especially given that this is the developer’s third request for an extension. Community members have raised the B-1 zoning violations repeatedly with DPP and HP, to no avail.

Does the development comply with Zoning laws? **No.** As stated in ROH Sec. 21-3.110 Business districts--Purpose and intent, “(b) The intent of the B-1 neighborhood business district is to provide relatively small areas **which serve** the daily retail and other business **needs of the surrounding population.**” (Emphasis added.)

Actions speak louder than promises. The three retail stores and five food trucks operated on the property currently attract a customer base that is of **90+% tourists** instead of serving the surrounding community and local residents. The recent photo below shows you the true aim of this development – to attract the tourist dollar.



Tourist-oriented retail does not comply B-1 Zoning (and also violates the Mutual Settlement Agreement).

Nor does the current or future development comply with the **North Shore Sustainable Communities Plan (NSSCP)**, which requires: “3.6.3 Rural Community Commercial Center: The rural community commercial center is a small cluster of commercial and service businesses located on major thoroughfares that provide a range of goods and services **to meet the needs of the surrounding residential communities.**” (Emphasis added.)

The **proposed project** – for which the extension is sought -- is actually designed (in the words of Hanapohaku’s real estate marketing brochure) to be “**A Rare North Shore Oahu Retail Development and Destination Center,**” which will violate B-1 Zoning. Here is the developer’s rendering of that commercial development:



The renderings speak volumes. Do you see local residents going to a bank, a hardware store, a post office, or disaster resilience/first responder services? These are precisely the kinds of services that our community urgently needs, not tourist-retail. The proposed development is not designed to “serve . . . the needs of the surrounding population.”

The Council, should consider – and ask hard questions about – these issues now in context of the extension request. The extension is not just a matter of “more time” or a rubber stamp of DPP. The City Council must ensure that the law is followed. Otherwise, what is the point of the City Council’s role in the zoning process?

If any extension is granted, then the City Council must add a condition to ensure that the Tenant Mix requirement (in Condition E and the Settlement Agreement) is enforced. The way to ensure

compliance with B-1 Zoning and the NSSP is through the Tenant Mix requirements of the SMA Major (Condition E) and the Mutual Settlement Agreement (MSA) – plus **verification**.

- E. The Project must provide for a mix of tenants that primarily cater to area residents by providing convenient and essential services for the surrounding community. The Project's mix of tenant uses will be reviewed under each building permit issued for the Project, and under any future Project site change of use.

The MSA **requires** that “DPP shall also review and approve or disapprove SMA Major tenants for compliance under the Tenant Mix Requirement when performing its review of building permit applications and any future Project Site change of use.” (Para. 26, p. 8); and “Developer agrees to establish and maintain a business/tenant/operations mix that is consistent with the NSSCOP and B-1 zoning.” (Para. 3, p. 2).

Unfortunately, **the submission by the Department of Planning and Permitting (DPP) ignores or glosses over the Tenant Mix requirements and the MSA**, which should deeply concern the Council. And, despite many concerns about this issue having been raised multiple times and ways with both the developer and DPP, not once has the customer base been verified or a system adopted to ensure verification in the future. The time is now to do so.

Therefore, **if** it allows any extension, the Council must amend Condition E to ensure that the B-1 and NSSCP requirements are met.

Current Condition E:

- E. **The Project must provide for a mix of tenants that primarily cater to area residents by providing convenient and essential services for the surrounding community. The Project's mix of tenant uses will be reviewed under each building permit issued for the Project, and under any future Project site change of use.**

Proposed amended Condition E – please adopt this condition:

“The Project must provide for a mix of tenants that primarily cater to area residents by providing convenient and essential services for the surrounding community. ~~The Project's mix of tenant uses will be reviewed under each building permit issued for the Project, and under any future Project site change of use.~~

[from the Mutual Settlement Agreement] DPP shall review and approve or disapprove SMA Major tenants for compliance under the Tenant Mix Requirement of the Mutual Settlement Agreement when performing its review of building permit applications and any future Project Site change of use. Developer agrees to establish and maintain a business/tenant/operations mix that is consistent with the NSSCP and B-1 zoning.

[add verification!] To ensure that these conditions are met, DPP shall retain, at Developer's expense, an independent consultant to analyze data on the actual daily customer base of all tenants of the Project. If the data indicate that the customer base has fewer than 90% of customers who are residents of the 96712 (Haleiwa), 96731 (Kahuku), and 96746 (Waialua) zip codes, then the Tenant Mix must be changed within 30 days to ensure this

requirement is met on a continuing basis. This verification process, data, and changes in Tenant Mix must be publicly and timely posted by DPP and by the developer and reported each meeting to the Sunset Beach Community Association.”

Condition E must be modified now to ensure the settlement is enforced and to ensure the Project complies with Zoning, which is the legal essence of Council’s review and approval.

4. Last but not least - ethics or lack thereof.

I regret that I must inform you, and ask you to consider, the serious ethical taint around the project due to the numerous apparent **ethical violations of former Council Chair Ernie Martin** regarding this development. That taint continues and may have already unduly influenced Councilmember deliberations.

As you can see from the DPP report, Mr. Martin personally introduced the 2018 Major SMA (Reso 18-245) for Hanapohaku. Just a few weeks after pushing that resolution through the Zoning and Housing Committee (November 7, 2018) and full Council (just one week later!) on November 14, 2018, a meeting that Mr. Martin chaired -- and while still a City Council member -- on December 28, 2018, Mr. Martin accepted a job offer at the law firm representing Hanapohaku, which he had been negotiating for several months.¹

He resigned from Council two days later and started work at the firm on January 3, 2019. He has since been a highly paid attorney for Hanapohaku LLC (with his partner Terry Lee of “Lee & Martin,” Exhibit B to DPP report), and has recently been personally lobbying some or all of you City Council members for this project extension but was not a registered lobbyist when he met with you. Mr. Martin and Mr. Lee registered with the City Ethics Commission as lobbyists for Hanapohaku **only on October 16, 2023**,² two days before the Zoning Committee hearing and *only after* the community raised this issue!

Martin	Ernest	Hanapohaku LLC	10/16/2023
Lee	Terrence	Hanapohaku LLC	10/16/2023

This **LATE** registration does not erase the ethics violations. In fact, the belated registration is another admission of the ethical violations that have continued to taint this project.

Conclusion? The Council must take a fresh look at the continuing zoning wrongs and apply a high standard to review the extension request. **First, deny the extension;** second, if approved, then **adopt the proposed strict conditions to ensure that the law is followed by this developer.**

Mahalo for your consideration,



Denise Antolini

¹ These factual representations are based on the deposition of Mr. Martin, taken by SSCA, on December 11, 2020: <https://archive.org/details/ex.-2-martin-ernest-mini>

² See <https://www.honolulu.gov/cms-coreethics-menu/site-ethics-sitearticles/51591-2023-registered-lobbyists-annual-reports-list.html>



Sent by Email

October 31, 2023

Re: Reso. 23-253, Council Meeting November 1, 2023

Aloha Chair Waters and Members of the Council:

Pease accept this testimony in **strong opposition to Reso. 23-253 which would allow for a third extension of the SMA Major for the Hanapohaku development.** The developers and project have time and time again demonstrated a “its better to ask for forgiveness instead of permission” approach to improper development in the Shoreline Management Area directly across from an extremely sensitive Pūpūkea Marine Life Conservation District.

The Center for Biological Diversity is a non-profit 501(c)(3) membership corporation dedicated to the protection of native, threatened, and endangered species and the habitats they depend upon to survive. Through science, policy, and environmental law, the Center for Biological Diversity is actively involved in species and habitat protection issues throughout Hawai‘i. The Center for Biological Diversity has more than 88,000 members throughout the United States, including Hawai‘i, with a direct interest in conserving fragile and impacted marine protected areas. The Center for Biological Diversity’s members and staff have researched, studied, observed, and sought protection for the Pūpūkea Marine Life Conservation District and the myriad of endangered, threatened, and native species that call it home.

We are concerned about the potential water resources impact of the proposed Pūpūkea Rural Community Commercial Center (“commercial development” or “Project”) to nearshore waters, specifically the Pūpūkea Marine Life Conservation District (“MLCD”).

The Project has failed to demonstrate that it will mitigate or eliminate pollutants flowing directly into the MLCD. The State Department of Health (DOH) has informed the developer in June 2023 that it should redesign its wastewater treatment system to comply with the Clean Water Act. This serious change in the project design is not addressed anywhere in the extension request or the DPP Report. This should have been already addressed by the developer and DPP. If any extension is granted, a new condition should be imposed that requires compliance with the DOH recommendation for a redesigned wastewater system.

The Pūpūkea Marine Life Conservation District is designated Class AA waters and is an extremely ecologically sensitive area. It encompasses over 80 species of marine life as well as endangered Hawaiian monk seal critical habitat and Hawaiian humpback whale sanctuary waters. The wastewater discharge from the Project could have a substantial impact on this protected ecosystem and potentially the human health of recreational users. Increased nitrogen

and phosphorus levels in the marine environment will have a negative impact on marine species. The pathway for pathogenic pollution is also a significant concern.

For the reasons listed above and more, it is imperative that this proposed commercial development obtain a NPDES permit. Additionally, it is our view that this will require a Supplemental EIS.

Respectfully, the Center requests this Council **deny the extension request**. However, if the request is granted, please **impose the legal conditions listed above, along with enforcing the tenant mix requirement – with independent verification to ensure compliance with B-1 zoning**.

Mahalo for your consideration.

Sincerely,

/s/

Maxx Phillips
Hawai'i Director and Staff Attorney
Center for Biological Diversity
1188 Bishop Street, Suite 2001
Honolulu, Hawai'i 96813
mphillips@biologicaldiveristy.org

Rowel Ross Callo

From: Steven K. Doo <stevend@g70.design>
Sent: Wednesday, September 6, 2023 3:56 PM
To: Rowel Ross Callo
Subject: RE: BWS 2nd Review: McCully's Corner

CAUTION: This email originated from outside of the organization. Do not follow guidance, click links, or open attachments unless you recognize the sender and know the content is safe.

Hi Rowel,

Yes, I'll have a courier come and pick up the plans.

Thanks,



Steven K. Doo, PE, PMP, ENV SP
Associate Principal

t 808.441.2171
e stevend@g70.design

From: Rowel Ross Callo <rcallo@hbws.org>
Sent: Wednesday, September 6, 2023 8:38 AM
To: Steven K. Doo <stevend@g70.design>
Subject: BWS 2nd Review: McCully's Corner

Morning Steven,

I wasn't able to get the project approved with applicable BWS requirements back in early of 2021 due to the attached cutoff date.

This project is required to comply with current requirements for BWS to signed the drawings. The main requirement it's lacking right now is the cathodic protection for the proposed W6.

Let me know if you're interested in picking up the unsigned vellums.

Mahalo,
Rowel

From: Rowel Ross Callo
Sent: Wednesday, February 17, 2021 3:50 PM
To: juliak@g70.design
Subject: BWS 2nd Review: McCully's Corner

Hi Julia,

I have prepared the plans for your pick up here at BWS.

Mahalo,
Rowel

From: Rowel Ross Callo
Sent: Tuesday, November 17, 2020 10:43 AM
To: juliak@g70.design
Subject: BWS Review: McCully's Corner

Aloha Julia,

I have prepared the plans of the subject project for your pick up here at BWS.

Mahalo,
Rowel

BOARD OF WATER SUPPLY

CITY AND COUNTY OF HONOLULU
630 SOUTH BERETANIA STREET
HONOLULU, HI 96843
www.boardofwatersupply.com



February 9, 2022

****Attachment from the 9/6/2023
email to G70**

RICK BLANGIARDI, MAYOR

BRYAN P. ANDAYA, Chair
KAPUA SPROAT, Vice Chair
RAY C. SOON
MAX J. SWORD
NA'ALEHU ANTHONY

JADE T. BUTAY, Ex-Officio
DAWN B. SZEWCZYK, Designate Ex-Officio

ERNEST Y. W. LAU, P.E.
Manager and Chief Engineer

ELLEN E. KITAMURA, P.E.
Deputy Manager and Chief Engineer *EE*

TO: WHOM IT MAY CONCERN

FROM: ERNEST Y. W. LAU, P.E.
MANAGER AND CHIEF ENGINEER *EYWL*

SUBJECT: WATER SYSTEM STANDARDS AMENDMENTS

Effective August 1, 2022, for **O'ahu Only**, approval of construction plans requires compliance with all Water System Standards Amendments in effect, regardless of when the construction plans were received by the Board of Water Supply.

If you have any questions, please contact Michael Domion, Support Branch Head, Capital Projects Division at (808) 748-5740, or mdomion@hbws.org.

cc: Kauai, Maui, Hawaii Water Departments

Honolulu City Council Zoning Committee Meeting
November 1, 2023 10:00 AM.
RES23-253 - APPROVING AN EXTENSION TO OBTAIN DEVELOPMENT PERMITS
Hanapohaku, Sharks Cove, North Shore Oahu

Charles Young
61-470 Kamehameha Highway
Haleiwa, HI 96712

Aloha City Council Members

As a 21-year resident of the North Shore and a neighbor living close to this proposed development, I want to implore you to **vote No** on any extensions to obtain further development permits regarding **RES23-253 - APPROVING AN EXTENSION TO OBTAIN DEVELOPMENT PERMITS - Hanapohaku, Sharks Cove, North Shore Oahu.**

In the 1970's the zoning on this property was changed to business. I feel that was a mistake then and most likely would not happen today. The property is located adjacent to a marine life sanctuary and conservation district. We are all smarter today about protecting our environment for future generations, and how a short-sighted development decision can negatively affect that future. Please take this opportunity to correct a wrong that was done in the past.

The current owner, Hanapohaku LLC, **does not deserve another extension.**

For at least 2 1/2 years they have made a mockery of our land use regulations and especially the Mutual Settlement Agreement, which they signed in January, 2021, but have ignored by **operating a tourist destination** at this location.

The development company is proposing to build the largest-ever commercial "Rare North Shore Oahu Retail and destination center" on the North Shore - 30,000 square feet. This development is designed to attract and profit from tourism, even though the site has been **zoned for uses that primarily serve the surrounding community.**

Council Member Matt Weyer honorably represents our district and I strongly support his position **in opposition to this extension.** I hope you will too.

Matt's office and the broader community are also pursuing an alternative future for this property. You may contact him for details.

Thank you for your attention and consideration to this very important community issue.

-C. Young

RES23-253 TESTIMONY – VOTE NO – **THERE IS NO GOOD CAUSE FOR EXTENSION**

Aloha City Council Members,

My name is Alan Lennard and I am a resident of the North Shore of Oahu for 44-years.

Additionally, I am one of many people who is appealing the city council to vote NO on RES23-253 or any other extensions to obtain further development permits for this property.

THERE IS NO GOOD CAUSE FOR EXTENSION

In the 1970's the zoning on this property was changed to business B-1 (Neighborhood Business District). That was an enormous mistake then and most likely would not happen today—in that the property is located literally feet from a marine life sanctuary and conservation district.

Our community is much smarter today about protecting the local environment for future generations, and how a short-sighted decision can negatively affect that future.

We are asking the city council to take this opportunity to correct the mistake that was done in the past.

The current owner, Hanapohaku LLC, does not deserve another extension.

For at least 2 1/2 years they have abused land use regulations and especially the Mutual Settlement Agreement, which they signed in January, 2021, by operating a tourist destination.

The development company is proposing to build the largest-ever commercial “Rare North Shore Oahu Retail and destination center” on the North Shore - 30,000 square feet— designed to attract and profit from tourism even though the site is zoned and intended by the North Shore Sustainable Communities Plan for uses that primarily serve the surrounding community. This inconsistency was adequately addressed previously.

Council Member Matt Weyer opposes an extension and has been pursuing an alternative future for this property.

My understanding is that this alternative concept would include this Alternative Community Vision: North Shore First Responder facility

Including:

Community Hub:

As a positive alternative vision for the site, the community proposes the creation of the North Shore First Responder Community Hub to protect the health and safety of this rural area, local residents, and visitors to its renowned beaches. The City-owned site would host:

Operations, office, and staff space for Emergency Management Services (ambulance) and Ocean Safety District Operations Base Station (lifeguards), both of which are now actively seeking a new location in the area.

Office space for City emergency management services and other community health and safety services.

Space for the State DLNR Division of Conservation and Resources Enforcement (DOCARE).

Urgent Care/Dialysis; A marine research center; A common meeting/training center; Security and a reception area.

The site and buildings would be designed to sustainability standards, with a goal of zero impact to the environment and surrounding community.

Thank you for your consideration to this very important community issue.

Alan Lennard
P.O. Box 818, Haleiwa, HI 96712

Honolulu City Council Zoning Committee Meeting

October 18, 2021

9:00 AM

Res 23-253- Approving an Extension to Obtain Development Permits

Hanapohaku Sharks Cove

North Shore, Oahu

Chairman Say and Members of the Zoning Committee,

My name is Linda Tseu. I am testifying in strong opposition to Res 23-253- Approving an Extension to Obtain Development Permits. My husband and I have lived above Sharks Cove for 47 years and purposely moved to The Country to be away from shopping centers.

We recognized back then the precious jewel that Sharks Cove is for keiki and kupuna like ourselves who enjoy the pristine tide pools and abundant corals and sea life that call it home. We were appalled when an ugly collection of food trucks and shacks were given a green light to operate across the highway by a former City Council Committee and Council Chair several years ago. Our community has long opposed any development on this parcel. Hanapohaku isn't the first LLC to try to develop this land. Truthfully we nor none of our neighbors and friends patronize the food trucks or tourist traps that are there.

Yes, it's clearly a tourist trap. Always has been. Always will be! The owners of Hanapohaku cannot be trusted to do the pono thing or to honor agreements. They have proven to not be honorable stewards of this land.

What needs to be recognized, cherished and protected by those with the power like yourselves, is that the Pupukea Marine Sanctuary is directly across the Highway from this proposed shopping center! Ask yourselves. If you had authority over the land across from Haunama Bay would you allow a tourist destination shopping center to be built? I doubt it.

Our Island has 2 beautiful but fragile marine sanctuaries. Sharks Cove is the centerpiece of one of them. Please do the pono thing. Undo the wrong that was committed a few years ago allowing this development to get as far as it has now.

We have a 2-Lane Highway that already is congested by locals from other parts of the Island visiting the beaches as well as tourists doing the requisite "Around The Island Drive." Stop the tourists from pulling into a proposed shopping center that is not wanted or needed by the residents of this part of the North Shore! We all have adapted and we patronize the shopping centers in Haleiwa, Laie and Hauula. There are lots of restaurants and stores that cater to our needs in those locations. The last thing we need is a shopping center next to Foodland.

Keep the Country Country! When it's gone. It's gone. Mahalo for your your consideration of my testimony.

Aloha,
Linda Tseu
Pupukea Resident

BOARD OF WATER SUPPLY

CITY AND COUNTY OF HONOLULU
630 SOUTH BERETANIA STREET
HONOLULU, HI 96843
www.boardofwatersupply.com



July 28, 2021

RICK BLANGIARDI, MAYOR


BRYAN P. ANDAYA, Chair
KAPUA SPROAT, Vice Chair
RAY C. SOON
MAX J. SWORD
NA'ALEHU ANTHONY

JADE T. BUTAY, Ex-Officio
ROGER BABCOCK, Jr., Ex-Officio

ERNEST Y. W. LAU, P.E.
Manager and Chief Engineer

ELLEN E. KITAMURA, P.E.
Deputy Manager and Chief Engineer

TO: WHOM IT MAY CONCERN

FROM: ERNEST Y. W. LAU, P.E., MANAGER AND CHIEF ENGINEER
BOARD OF WATER SUPPLY 

SUBJECT: 2021 UPDATE OF THE WATER SYSTEM EXTERNAL CORROSION
CONTROL STANDARDS

Effective immediately Oahu Only, the Water System External Corrosion Control Standards, dated 1991 shall be replaced with the update Water System External Corrosion Control Standards, dated 2021. All construction plans received by the Board of Water Supply shall comply with the updated Standards.

An electronic copy of the updated Standards is available on our website at boardofwatersupply.com/wss.

If you have any questions, please contact Michael Domion, Support Branch Head, Capital Projects Division, at (808) 748-5740 or mdomion@hbws.org.

NORTH SHORE FIRST RESPONDER COMMUNITY HUB

COMMUNITY VISION - CONCEPTUAL PLAN

JUNE 2023

PREPARED FOR
Pūpūkea/Sunset Beach Community

PREPARED BY
 **PLANNING**
FOR COMMUNITY LLC



About the Proposed Site

The proposed site is in the ahupua'a of Pūpūkea, fronting Sharks Cove on the mauka side of Kamehameha Highway, adjacent to Foodland and near the Sunset Beach Fire Station. The property encompasses three TMKs (5-9-011:070, :069, :068), totaling 2.712 acres. Owned by Hanapohaku LLC, the site is zoned B-1 Neighborhood Business District and designated as a Rural Community Commercial Center under the North Shore Sustainable Communities Plan (NSSCP). The developer currently leases the space to five food trucks, an ocean sports store, a clothing store, and a gift shop. The owner has proposed a 30,000 square foot "major retail development and destination center" for the site.

The Pūpūkea/Sunset Beach Community community is concerned that the proposed "retail destination center" project – which would be the largest commercial development ever built on the North Shore – is improperly designed to primarily attract tourists, will add to overcrowding and environmental degradation of the Pūpūkea Marine Life Conservation District, increase traffic congestion, and conflict with City zoning and the NSSCP. Use of the property for a tourism retail center will forever preclude its use for higher priority community needs and services.

Alternative Community Vision: North Shore First Responder Community Hub

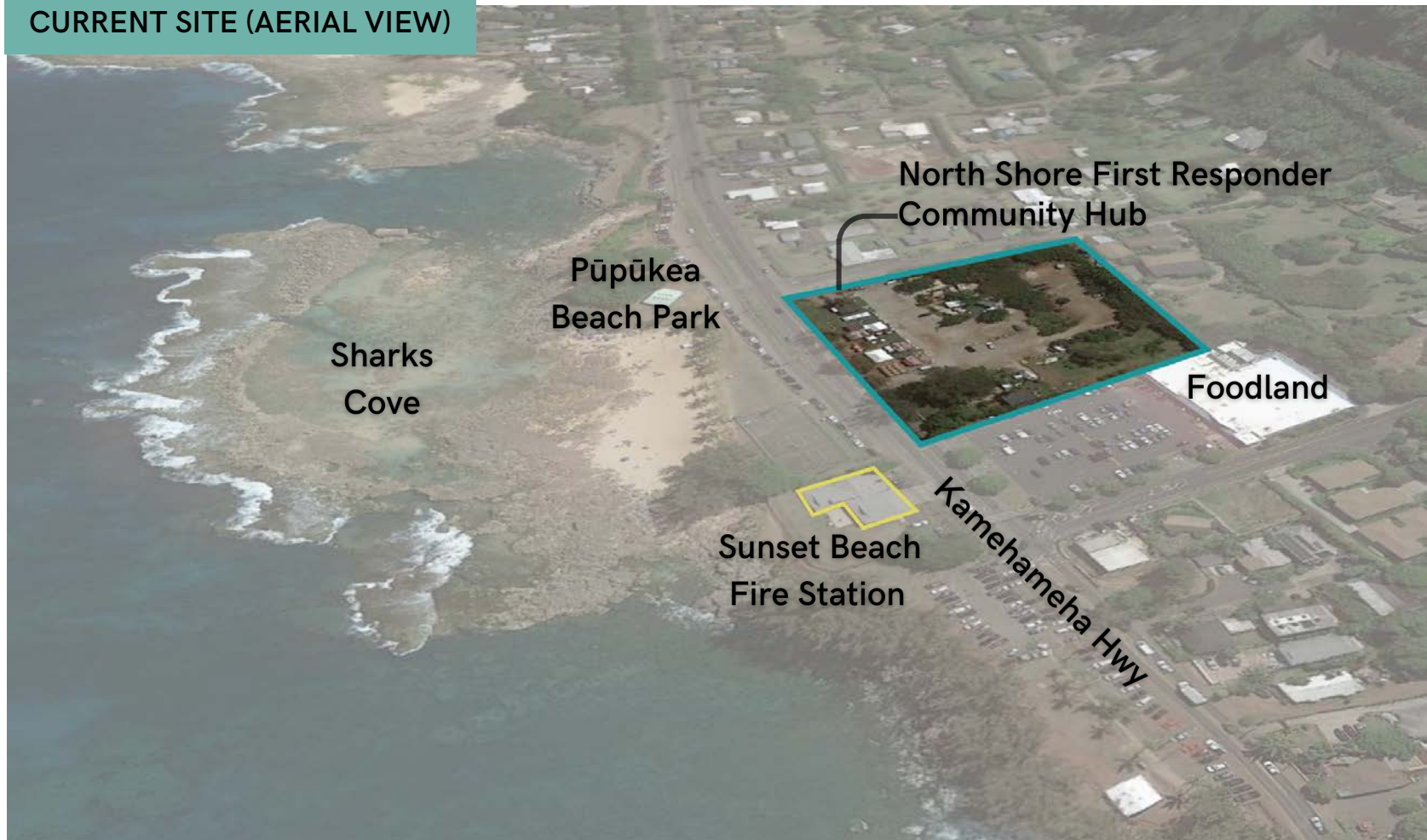
As a positive alternative vision for the site, the community proposes the creation of the North Shore First Responder Community Hub to protect the health and safety of this rural area, local residents, and visitors to its renowned beaches. The City-owned site would host:

- Operations, office, and staff space for Emergency Management Services (ambulance) and Ocean Safety District Operations Base Station (lifeguards), both of which are now actively seeking a new location in the area.
- Office space for City emergency management services and other community health and safety services.
- Space for the State DLNR Division of Conservation and Resources Enforcement (DOCARE).
- Urgent Care/Dialysis.
- A marine research center.
- A common meeting/training center.
- Security and a reception area.

The site and buildings would be designed to sustainability standards, with a goal of zero impact to the environment and surrounding community.

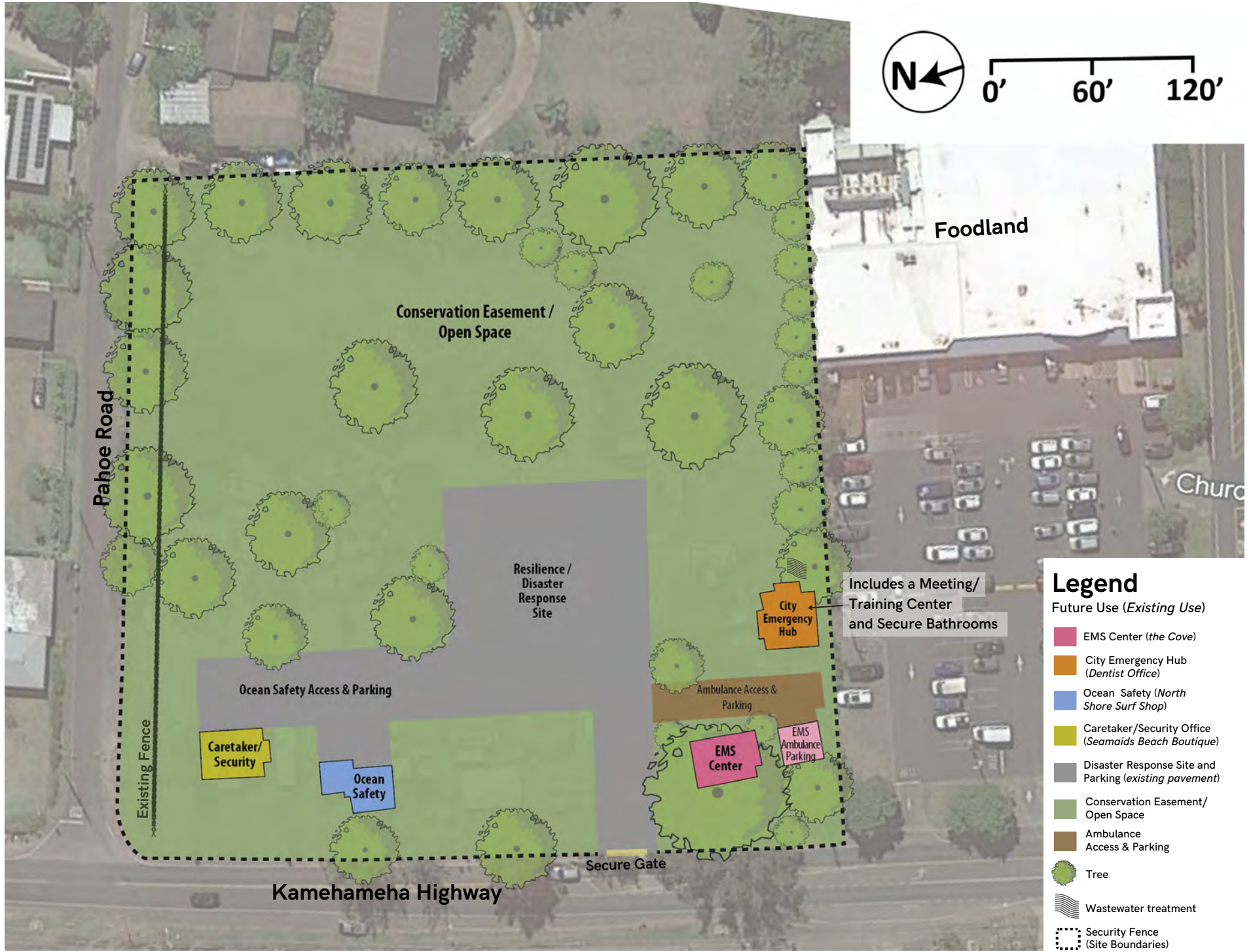


CURRENT SITE (AERIAL VIEW)



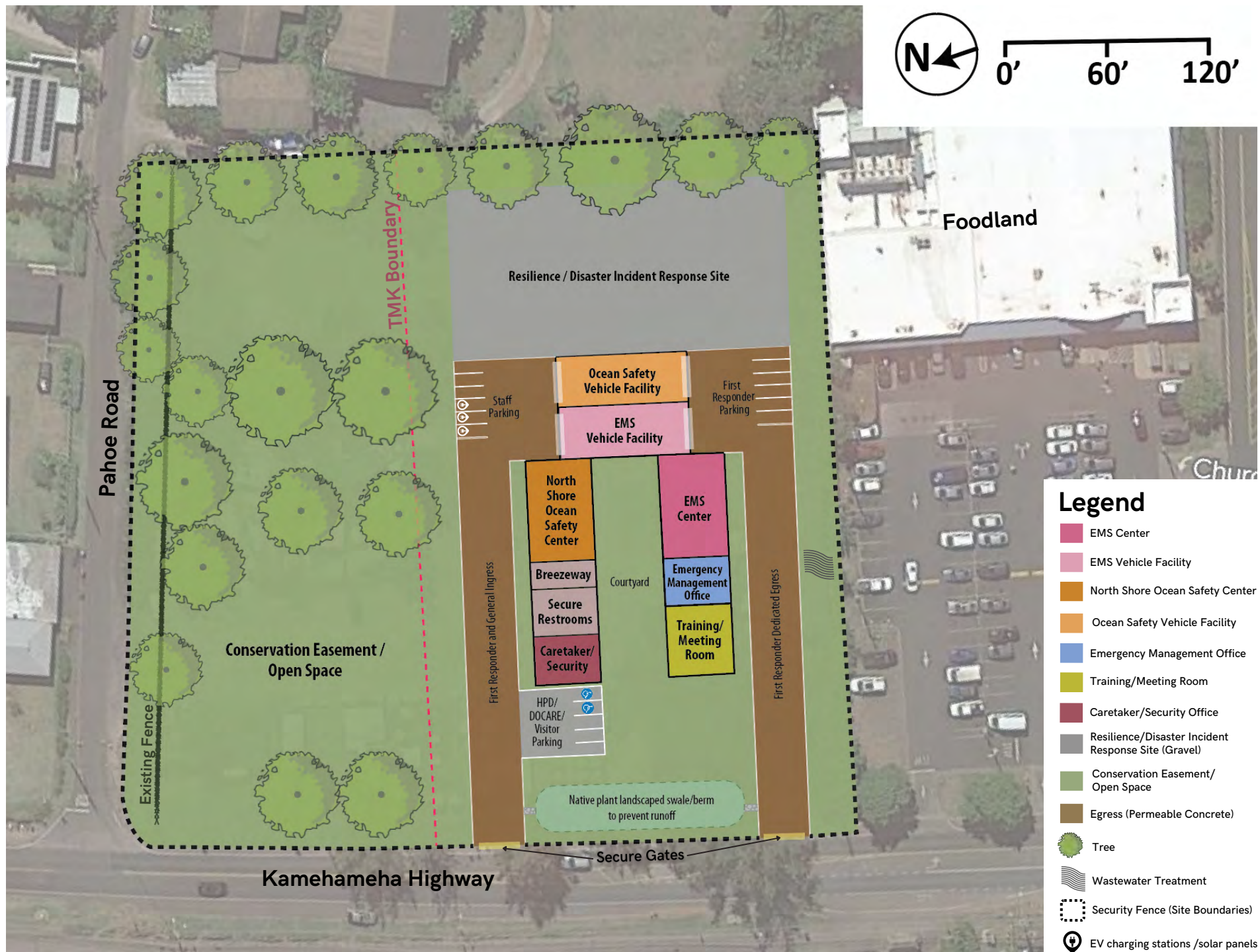
Site boundaries

DESIGN ALTERNATIVE C: NO BUILD

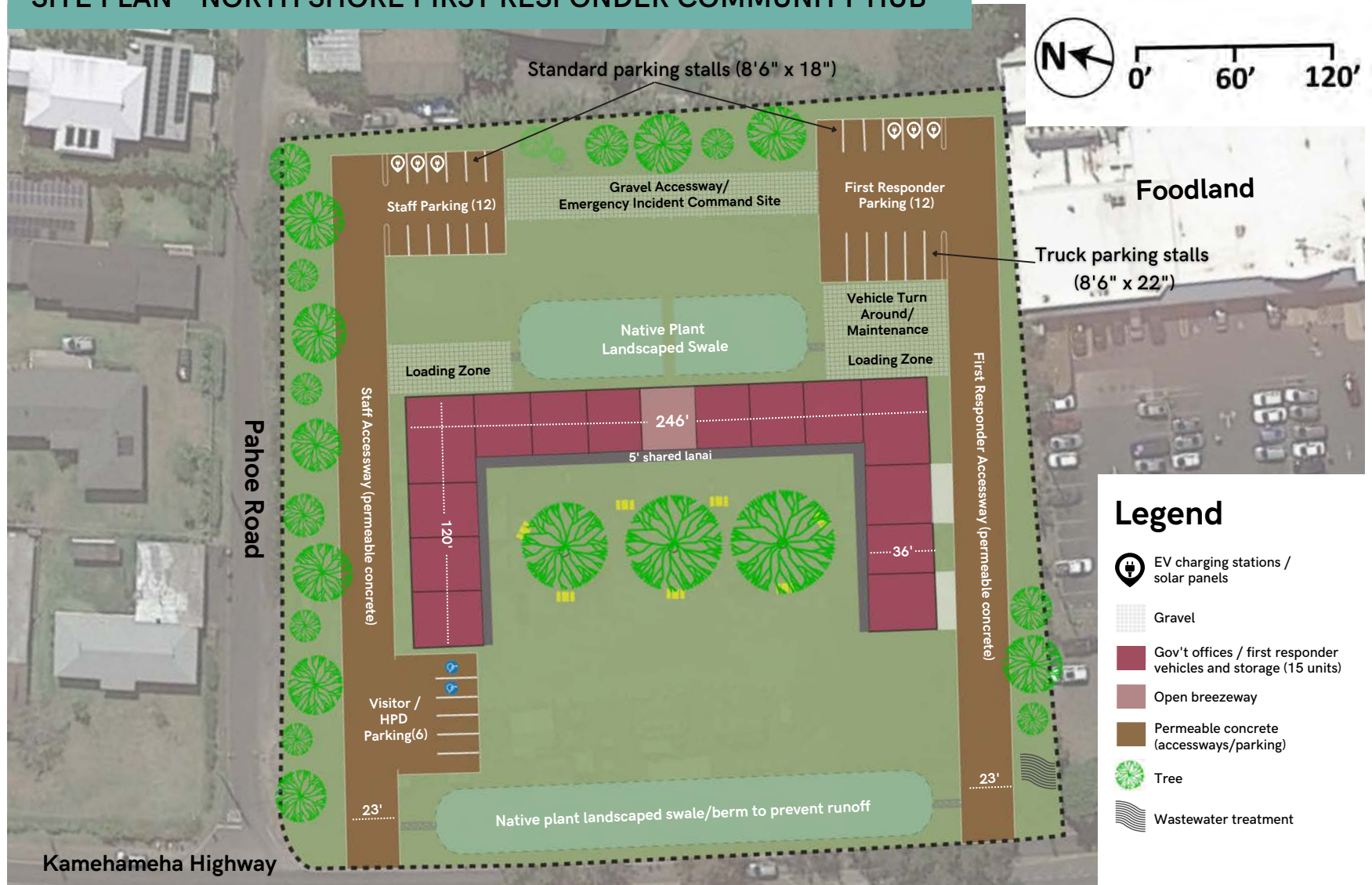


- Legend**
- Future Use (*Existing Use*)
- EMS Center (*the Cove*)
 - City Emergency Hub (*Dentist Office*)
 - Ocean Safety (*North Shore Surf Shop*)
 - Caretaker/Security Office (*Seamajds Beach Boutique*)
 - Disaster Response Site and Parking (*existing pavement*)
 - Conservation Easement/ Open Space
 - Ambulance Access & Parking
 - Tree
 - Wastewater treatment
 - Security Fence (Site Boundaries)

DESIGN ALTERNATIVE B: HALF BUILD

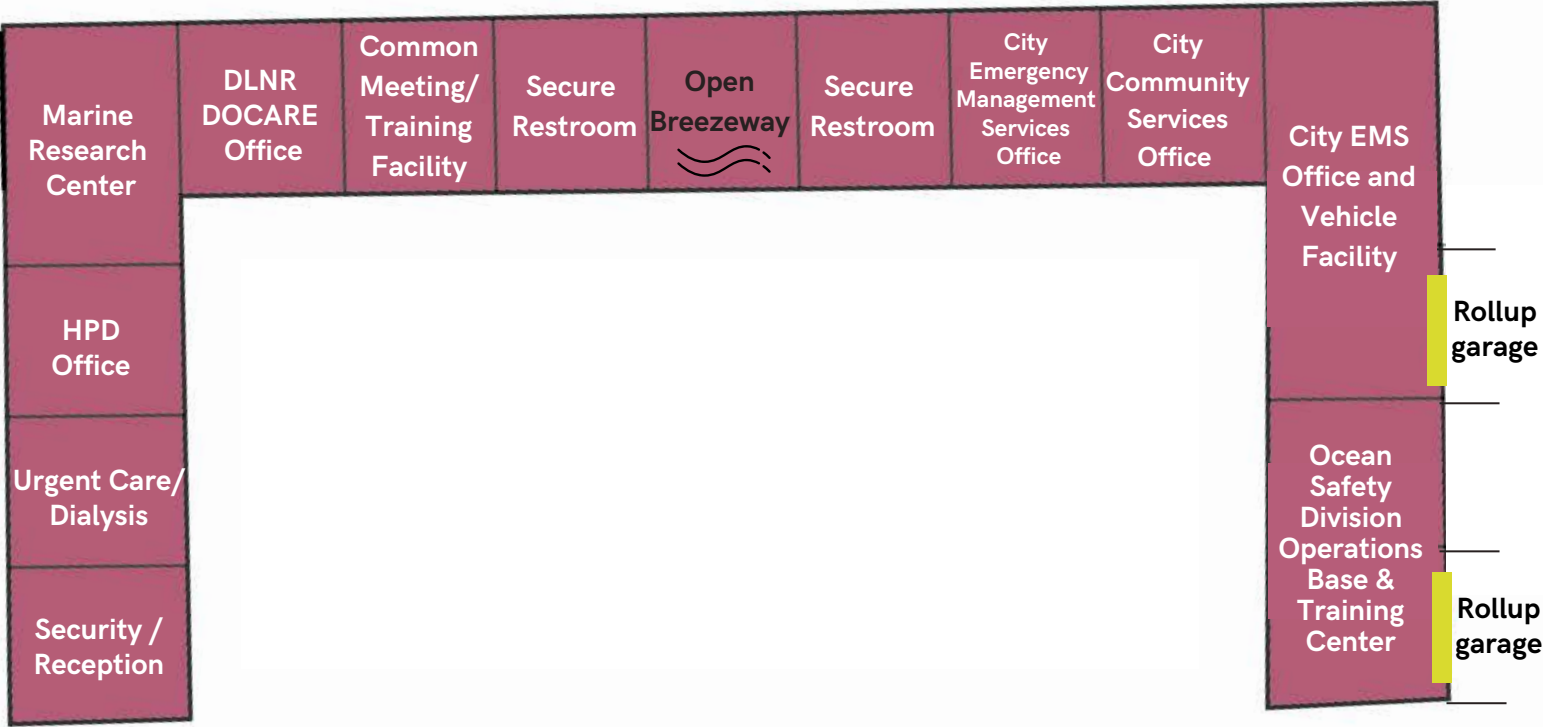


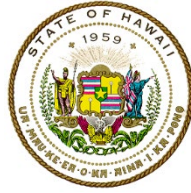
SITE PLAN - NORTH SHORE FIRST RESPONDER COMMUNITY HUB *



*Plan subject to Joint Development Agreement with Foodland parcel, Unilateral Agreement, and further approvals.

OFFICES, VEHICLES AND STORAGE BUILDING - PROPOSED PROGRAMMING (16,200 SQ FT)





The Senate
Ka 'Aha Kenekoa

STATE CAPITOL
HONOLULU, HAWAII 96813

October 24, 2023

The Honorable Tommy Waters, Chair
and Members of the Honolulu City Council
530 South King Street, City Council Chamber
Honolulu, Hawaii 96813

Aloha Chair Waters and Council Members,

Subject: Resolution 23-253 Relating to a Development Permit in Pūpūkea, O'ahu

I am writing to oppose Resolution 23-253 Relating to a Development Permit in Pūpūkea, O'ahu as introduced by request through Council Member Esther Kia'āina. As written, the current development plans do not benefit the community, and is slated to include a mall geared to attract tourists instead of much needed community facilities such as medical facilities and a bank. The proposed development lot currently sits across from Sharks Cove, a well-established tourist destination that already causes traffic congestion in the surrounding community.

Passing the resolution out of the Council and granting the developer their third extension on the project would show the community that their needs are not being prioritized. Many Hawaii Residents are aware of the traffic heading to and from the North Shore through Kamehameha Highway, and these frustrations are ten-fold for our Ohana who live in those communities. Instead of another tourist destination, I believe the community would be better served by developing community facilities nearby. However, if the current extension is passed as is, it would have a detrimental effect to the community as it is a large development that would attract too many tourists, therefore also increasing traffic.

I urge all members of the Honolulu City Council to stand in opposition of Resolution 23-253, and oppose the permit extension. By doing so, we can ensure that the needs of our Ohana on the North Shore are prioritized and their voices are heard. Thank you for this opportunity to share this testimony for the Honolulu City Council's consideration.

Sincerely,

Senator Kurt Fevella
State of Hawai'i, District 20

State Capitol, Room 231
415 S. Beretania Street
Honolulu, Hawai'i 96813
Phone: (808) 586-6360
Fax: (808) 586-6361
senfevella@capitol.hawaii.gov